

# House File 2734 - Reprinted

HOUSE FILE \_\_\_\_\_  
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HSB 764)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to and making appropriations to the department of  
2 human services, the department of elder affairs, the Iowa  
3 department of public health, the department of veterans  
4 affairs and the Iowa veterans home, and the department of  
5 inspections and appeals, providing for fee increases, and  
6 including other related provisions and appropriations, and  
7 providing effective dates.  
8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
9 TLSB 5193HV 81  
10 pf/gg/14

PAG LIN

1 1 DIVISION I  
1 2 GENERAL FUND AND BLOCK GRANT APPROPRIATIONS  
1 3 ELDER AFFAIRS  
1 4 Section 1. DEPARTMENT OF ELDER AFFAIRS. There is  
1 5 appropriated from the general fund of the state to the  
1 6 department of elder affairs for the fiscal year beginning July  
1 7 1, 2006, and ending June 30, 2007, the following amount, or so  
1 8 much thereof as is necessary, to be used for the purposes  
1 9 designated:  
1 10 For aging programs for the department of elder affairs and  
1 11 area agencies on aging to provide citizens of Iowa who are 60  
1 12 years of age and older with case management for the frail  
1 13 elderly, resident advocate committee coordination, employment,  
1 14 and other services which may include, but are not limited to,  
1 15 adult day services, respite care, chore services, telephone  
1 16 reassurance, information and assistance, and home repair  
1 17 services, and for the construction of entrance ramps which  
1 18 make residences accessible to the physically handicapped, and  
1 19 for salaries, support, administration, maintenance,  
1 20 miscellaneous purposes, and for not more than the following  
1 21 full-time equivalent positions with the department of elder  
1 22 affairs:  
1 23 ..... \$ 3,627,645  
1 24 ..... FTEs 30.50  
1 25 1. Funds appropriated in this section may be used to  
1 26 supplement federal funds under federal regulations. To  
1 27 receive funds appropriated in this section, a local area  
1 28 agency on aging shall match the funds with moneys from other  
1 29 sources according to rules adopted by the department. Funds  
1 30 appropriated in this section may be used for elderly services  
1 31 not specifically enumerated in this section only if approved  
1 32 by an area agency on aging for provision of the service within  
1 33 the area.  
1 34 2. Of the funds appropriated in this section, \$2,153,208  
1 35 shall be used for case management for the frail elderly. Of  
2 1 the funds allocated in this subsection, \$750,000 shall be  
2 2 transferred to the department of human services in equal  
2 3 amounts on a quarterly basis for reimbursement of case  
2 4 management services provided under the medical assistance  
2 5 elderly waiver. The department of human services shall adopt  
2 6 rules for case management services provided under the medical  
2 7 assistance elderly waiver in consultation with the department  
2 8 of elder affairs. The monthly cost per client for case  
2 9 management for the frail elderly services provided shall not  
2 10 exceed \$70. It is the intent of the general assembly that the  
2 11 additional funding provided for case management for the frail  
2 12 elderly for the fiscal year beginning July 1, 2006, and ending  
2 13 June 30, 2007, shall be used to provide case management

2 14 services for up to an additional 1,650 individuals.  
2 15 3. Of the funds appropriated in this section, the  
2 16 department shall use \$25,000 to provide training to the  
2 17 members of boards of directors of area agencies on aging  
2 18 pursuant to section 231.23, as amended by this Act.  
2 19 4. Of the funds appropriated in this section, \$200,198  
2 20 shall be transferred to the department of economic development  
2 21 for the Iowa commission on volunteer services to be used for  
2 22 the retired and senior volunteer program.

2 23 HEALTH

2 24 Sec. 2. DEPARTMENT OF PUBLIC HEALTH. There is  
2 25 appropriated from the general fund of the state to the Iowa  
2 26 department of public health for the fiscal year beginning July  
2 27 1, 2006, and ending June 30, 2007, the following amounts, or  
2 28 so much thereof as is necessary, to be used for the purposes  
2 29 designated:

2 30 1. ADDICTIVE DISORDERS

2 31 For reducing the prevalence of use of tobacco, alcohol, and  
2 32 other drugs, and treating individuals affected by addictive  
2 33 behaviors, including gambling, and for not more than the  
2 34 following full-time equivalent positions:

2 35 ..... \$ 1,761,036  
3 1 ..... FTEs 4.35

3 2 The department and any grantee or subgrantee of the  
3 3 department shall not discriminate against a nongovernmental  
3 4 organization that provides substance abuse treatment and  
3 5 prevention services or applies for funding to provide those  
3 6 services on the basis that the organization has a religious  
3 7 character.

3 8 Of the moneys appropriated in this subsection, \$30,310  
3 9 shall be used to continue to provide funding to local  
3 10 communities that have previously received funding from the  
3 11 centers for disease control and prevention of the United  
3 12 States department of health and human services for secondhand  
3 13 smoke education initiatives.

3 14 2. HEALTHY CHILDREN AND FAMILIES

3 15 For promoting the optimum health status for children,  
3 16 adolescents from birth through 21 years of age, and families  
3 17 and for not more than the following full-time equivalent  
3 18 positions:

3 19 ..... \$ 2,341,264  
3 20 ..... FTEs 7.60

3 21 Of the funds appropriated in this subsection, not more than  
3 22 \$645,917 shall be used for the healthy opportunities to  
3 23 experience success (HOPES)=healthy families Iowa (HFI) program  
3 24 established pursuant to section 135.106. The department shall  
3 25 transfer the funding allocated for the HOPES=HFI program to  
3 26 the Iowa empowerment board for distribution and shall assist  
3 27 the board in managing the contracting for the funding. The  
3 28 funding shall be distributed to renew the grants that were  
3 29 provided to the grantees that operated the program during the  
3 30 fiscal year ending June 30, 2006.

3 31 Of the funds appropriated in this subsection, \$150,000  
3 32 shall be used for the access to baby and child dentistry  
3 33 (ABCD) program to improve child dental care by reaching all  
3 34 Iowa counties with a demonstrated oral health program for  
3 35 children from birth through five years of age.

4 1 Of the funds appropriated in this subsection, \$325,000  
4 2 shall be used to address the healthy mental development of  
4 3 children from birth through five years of age through local  
4 4 evidence-based strategies that engage both the public and  
4 5 private sectors in promoting healthy development, prevention,  
4 6 and treatment for children.

4 7 3. CHRONIC CONDITIONS

4 8 For serving individuals identified as having chronic  
4 9 conditions or special health care needs, and for not more than  
4 10 the following full-time equivalent positions:

4 11 ..... \$ 1,792,840  
4 12 ..... FTEs 2.35

4 13 Of the funds appropriated in this subsection, not more than  
4 14 \$280,000 shall be used to leverage federal funding through the  
4 15 federal Ryan White Care Act, Title II, AIDS drug assistance  
4 16 program supplemental drug treatment grants.

4 17 Of the funds appropriated in this subsection, \$170,000  
4 18 shall be used to implement and administer the prescription  
4 19 drug donation repository program authorized pursuant to  
4 20 chapter 135M. The department shall issue a request for  
4 21 proposals to select a contractor to implement and administer  
4 22 the program.

4 23 4. COMMUNITY CAPACITY

4 24 For strengthening the health care delivery system at the

4 25 local level, and for not more than the following full-time  
4 26 equivalent positions:  
4 27 ..... \$ 1,718,662  
4 28 ..... FTEs 10.75

4 29 Of the funds appropriated in this subsection, \$100,000 is  
4 30 allocated for a child vision screening program implemented  
4 31 through the university of Iowa hospitals and clinics in  
4 32 collaboration with community empowerment areas.

4 33 Of the funds appropriated in this subsection, \$300,000 is  
4 34 allocated for an initiative implemented at the university of  
4 35 Iowa to expand and improve the workforce engaged in mental  
5 1 health treatment and services. The initiative shall receive  
5 2 input from the university of Iowa, the department of human  
5 3 services, the Iowa department of public health and the mental  
5 4 health, mental retardation, developmental disabilities, and  
5 5 brain injury commission to address the focus of the  
5 6 initiative. The department of human services, the Iowa  
5 7 department of public health, and the commission shall receive  
5 8 regular updates concerning the status of the initiative.

5 9 5. ELDERLY WELLNESS  
5 10 For optimizing the health of persons 60 years of age and  
5 11 older:  
5 12 ..... \$ 9,233,985

5 13 6. ENVIRONMENTAL HAZARDS  
5 14 For reducing the public's exposure to hazards in the  
5 15 environment, primarily chemical hazards, and for not more than  
5 16 the following full-time equivalent positions:  
5 17 ..... \$ 623,821  
5 18 ..... FTEs 1.75

5 19 Of the amount appropriated in this subsection, \$100,000 is  
5 20 allocated for childhood lead poisoning prevention activities  
5 21 for counties not otherwise receiving funding under this  
5 22 subsection, \$80,000 is allocated to implement blood lead  
5 23 testing pursuant to section 135.105D, if enacted by 2006 Iowa  
5 24 Acts, House File 2724, \$50,000 is allocated to continue the  
5 25 pilot project to address lead poisoning prevention and  
5 26 remediation activities in a three-county program in north  
5 27 central Iowa with a combined population of at least 50,000,  
5 28 and \$120,000 is allocated for lead hazard remediation. The  
5 29 department shall select a local childhood lead poisoning  
5 30 program to receive the amount allocated for lead hazard  
5 31 remediation. The selection shall be based on the number of  
5 32 lead-poisoned children living in the service area of the local  
5 33 childhood lead poisoning prevention program, the capacity of  
5 34 the program to work with housing agencies to administer the  
5 35 lead hazard remediation program, and the lack of other  
6 1 resources available for lead hazard remediation in the service  
6 2 area of the program.

6 3 7. INFECTIOUS DISEASES  
6 4 For reducing the incidence and prevalence of communicable  
6 5 diseases, and for not more than the following full-time  
6 6 equivalent positions:  
6 7 ..... \$ 1,258,230  
6 8 ..... FTEs 4.75

6 9 If House File 2493 or other legislation providing for a  
6 10 viral hepatitis program and study is enacted into law, of the  
6 11 funds appropriated in this subsection, \$158,000 is allocated  
6 12 for a viral hepatitis program and study.

6 13 8. PUBLIC PROTECTION  
6 14 For protecting the health and safety of the public through  
6 15 establishing standards and enforcing regulations, and for not  
6 16 more than the following full-time equivalent positions:  
6 17 ..... \$ 7,891,473  
6 18 ..... FTEs 112.80

6 19 Of the funds appropriated in this subsection, \$643,500  
6 20 shall be credited to the emergency medical services fund  
6 21 created in section 135.25.  
6 22 The department shall post all county biological emergency  
6 23 response plans addressing pandemic influenza preparedness on  
6 24 the department's official internet website.

6 25 9. RESOURCE MANAGEMENT  
6 26 For establishing and sustaining the overall ability of the  
6 27 department to deliver services to the public, and for not more  
6 28 than the following full-time equivalent positions:  
6 29 ..... \$ 1,016,420  
6 30 ..... FTEs 3.00

6 31 10. IOWA COLLABORATIVE SAFETY NET PROVIDER NETWORK  
6 32 For continuation of the formal network of safety net  
6 33 providers as provided in 2005 Iowa Acts, chapter 175, section  
6 34 2, subsection 12. Of the amount appropriated in this division  
6 35 of this Act for the medical assistance program, \$1,100,000 is

7 1 transferred to the appropriations made in this subsection.  
7 2 The amount transferred is allocated as follows:  
7 3 a. To continue the contract for the program to develop an  
7 4 Iowa collaborative safety net provider network:  
7 5 ..... \$ 450,000  
7 6 b. For continuation of the incubation grant program to  
7 7 community health centers that receive a total score of 85  
7 8 based on the evaluation criteria of the health resources and  
7 9 services administration of the United States department of  
7 10 health and human services:  
7 11 ..... \$ 650,000  
7 12 The university of Iowa hospitals and clinics under the  
7 13 control of the state board of regents shall not receive  
7 14 indirect costs from the funds appropriated in this section.  
7 15 Sec. 3. DEPARTMENT OF PUBLIC HEALTH == ADDITIONAL  
7 16 PROVISIONS.  
7 17 For the fiscal year beginning July 1, 2006, and ending June  
7 18 30, 2007:  
7 19 1. A local health care provider or nonprofit health care  
7 20 organization seeking grant moneys administered by the Iowa  
7 21 department of public health shall provide documentation that  
7 22 the provider or organization has coordinated its services with  
7 23 other local entities providing similar services.  
7 24 2. a. The department shall apply for available federal  
7 25 funds for sexual abstinence education programs.  
7 26 b. It is the intent of the general assembly to comply with  
7 27 the United States Congress' intent to provide education that  
7 28 promotes abstinence from sexual activity outside of marriage  
7 29 and reduces pregnancies, by focusing efforts on those persons  
7 30 most likely to father and bear children out of wedlock.  
7 31 c. Any sexual abstinence education program awarded moneys  
7 32 under the grant program shall meet the definition of  
7 33 abstinence education in the federal law. Grantees shall be  
7 34 evaluated based upon the extent to which the abstinence  
7 35 program successfully communicates the goals set forth in the  
8 1 federal law.  
8 2 Sec. 4. GAMBLING TREATMENT FUND == APPROPRIATION. In lieu  
8 3 of the appropriation made in section 135.150, subsection 1,  
8 4 there is appropriated from funds available in the gambling  
8 5 treatment fund created in section 135.150 to the Iowa  
8 6 department of public health for the fiscal year beginning July  
8 7 1, 2006, and ending June 30, 2007, the following amount, or so  
8 8 much thereof as is necessary, to be used for the purposes  
8 9 designated:  
8 10 1. ADDICTIVE DISORDERS  
8 11 To be utilized for the benefit of persons with addictions:  
8 12 ..... \$ 1,690,000  
8 13 It is the intent of the general assembly that from the  
8 14 moneys appropriated in this subsection, persons with a dual  
8 15 diagnosis of substance abuse and gambling addictions shall be  
8 16 given priority in treatment services.  
8 17 2. GAMBLING TREATMENT PROGRAM  
8 18 The amount remaining in the gambling treatment fund after  
8 19 the appropriation made in subsection 1 is appropriated to the  
8 20 department to be used for funding of administrative costs and  
8 21 to provide programs which may include, but are not limited to,  
8 22 outpatient and follow-up treatment for persons affected by  
8 23 problem gambling, rehabilitation and residential treatment  
8 24 programs, information and referral services, education and  
8 25 preventive services, and financial management services. Of  
8 26 the amount appropriated in this subsection, up to \$100,000 may  
8 27 be used for the licensing of gambling treatment programs as  
8 28 provided in section 135.150.  
8 29 DEPARTMENT OF VETERANS AFFAIRS  
8 30 Sec. 5. DEPARTMENT OF VETERANS AFFAIRS. There is  
8 31 appropriated from the general fund of the state to the  
8 32 department of veterans affairs for the fiscal year beginning  
8 33 July 1, 2006, and ending June 30, 2007, the following amounts,  
8 34 or so much thereof as is necessary, to be used for the  
8 35 purposes designated:  
9 1 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION  
9 2 For salaries, support, maintenance, miscellaneous purposes,  
9 3 including the war orphans educational aid fund established  
9 4 pursuant to chapter 35 and for not more than the following  
9 5 full-time equivalent positions:  
9 6 ..... \$ 522,114  
9 7 ..... FTEs 6.50  
9 8 Of the funds appropriated in this subsection, \$50,000 is  
9 9 allocated for outreach efforts utilizing retired and senior  
9 10 volunteers in programs established pursuant to chapter 15H.  
9 11 If possible, for the fiscal year beginning July 1, 2006, and

9 12 ending June 30, 2007, the department shall contract with  
9 13 individuals currently coordinating volunteers with existing  
9 14 programs. The department shall be responsible for ensuring  
9 15 individuals responsible for claims processing receive adequate  
9 16 training.

9 17 The department of veterans affairs shall report to the  
9 18 senate state government committee and to the veterans  
9 19 committee of the house of representatives by October 15, 2006,  
9 20 regarding employment of the additional field service officers  
9 21 authorized under this subsection.

9 22 2. IOWA VETERANS HOME

9 23 For salaries, support, maintenance, and miscellaneous  
9 24 purposes and for not more than the following full-time  
9 25 equivalent positions:

9 26 ..... \$ 13,569,501  
9 27 ..... FTEs 874.55

9 28 HUMAN SERVICES

9 29 Sec. 6. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK  
9 30 GRANT. There is appropriated from the fund created in section

9 31 8.41 to the department of human services for the fiscal year  
9 32 beginning July 1, 2006, and ending June 30, 2007, from moneys  
9 33 received under the federal temporary assistance for needy  
9 34 families (TANF) block grant pursuant to the federal Personal  
9 35 Responsibility and Work Opportunity Reconciliation Act of  
10 1 1996, Pub. L. No. 104-193, and successor legislation, which  
10 2 are federally appropriated for the federal fiscal years  
10 3 beginning October 1, 2005, and ending September 30, 2006, and  
10 4 beginning October 1, 2006, and ending September 30, 2007, the  
10 5 following amounts, or so much thereof as is necessary, to be  
10 6 used for the purposes designated:

10 7 1. To be credited to the family investment program account  
10 8 and used for assistance under the family investment program  
10 9 under chapter 239B:

10 10 ..... \$ 40,858,316

10 11 2. To be credited to the family investment program account  
10 12 and used for the job opportunities and basic skills (JOBS)  
10 13 program, and implementing family investment agreements, in  
10 14 accordance with chapter 239B:

10 15 ..... \$ 17,827,536

10 16 3. For field operations:

10 17 ..... \$ 17,557,495

10 18 Of the funds appropriated in this section, \$775,000 is  
10 19 allocated for 12 new clinical consultant positions in field  
10 20 operations.

10 21 4. For general administration:

10 22 ..... \$ 3,744,000

10 23 5. For local administrative costs:

10 24 ..... \$ 2,189,830

10 25 6. For state child care assistance:

10 26 ..... \$ 15,756,560

10 27 a. Of the funds appropriated in this subsection, \$200,000  
10 28 shall be used for provision of educational opportunities to  
10 29 registered child care home providers in order to improve  
10 30 services and programs offered by this category of providers  
10 31 and to increase the number of providers. The department may  
10 32 contract with institutions of higher education or child care  
10 33 resource and referral centers to provide the educational  
10 34 opportunities. Allowable administrative costs under the  
10 35 contracts shall not exceed 5 percent. The application for a  
11 1 grant shall not exceed two pages in length.

11 2 b. The funds appropriated in this subsection shall be  
11 3 transferred to the child care and development block grant  
11 4 appropriation.

11 5 7. For mental health and developmental disabilities  
11 6 community services:

11 7 ..... \$ 4,894,052

11 8 8. For child and family services:

11 9 ..... \$ 32,084,430

11 10 9. For child abuse prevention grants:

11 11 ..... \$ 250,000

11 12 10. For pregnancy prevention grants on the condition that  
11 13 family planning services are funded:

11 14 ..... \$ 1,987,530

11 15 Pregnancy prevention grants shall be awarded to programs in  
11 16 existence on or before July 1, 2006, if the programs are  
11 17 comprehensive in scope and have demonstrated positive  
11 18 outcomes. Grants shall be awarded to pregnancy prevention  
11 19 programs which are developed after July 1, 2006, if the  
11 20 programs are comprehensive in scope and are based on existing  
11 21 models that have demonstrated positive outcomes. Grants shall  
11 22 comply with the requirements provided in 1997 Iowa Acts,

11 23 chapter 208, section 14, subsections 1 and 2, including the  
11 24 requirement that grant programs must emphasize sexual  
11 25 abstinence. Priority in the awarding of grants shall be given  
11 26 to programs that serve areas of the state which demonstrate  
11 27 the highest percentage of unplanned pregnancies of females of  
11 28 childbearing age within the geographic area to be served by  
11 29 the grant.

11 30 11. For technology needs and other resources necessary to  
11 31 meet federal welfare reform reporting, tracking, and case  
11 32 management requirements:

11 33 ..... \$ 1,037,186

11 34 12. For the healthy opportunities for parents to  
11 35 experience success (HOPES) program administered by the Iowa  
12 1 department of public health to target child abuse prevention:  
12 2 ..... \$ 200,000

12 3 13. To be credited to the state child care assistance  
12 4 appropriation made in this section to be used for funding of  
12 5 community-based early childhood programs targeted to children  
12 6 from birth through five years of age, developed by community  
12 7 empowerment areas as provided in section 28.9:

12 8 ..... \$ 7,350,000

12 9 The department shall transfer TANF block grant funding  
12 10 appropriated and allocated in this subsection to the child  
12 11 care and development block grant appropriation in accordance  
12 12 with federal law as necessary to comply with the provisions of  
12 13 this subsection.

12 14 14. For a pilot program to be established in one or more  
12 15 judicial districts, selected by the department and the  
12 16 judicial council, to provide employment and support services  
12 17 to delinquent child support obligors as an alternative to  
12 18 commitment to jail as punishment for contempt of court:

12 19 ..... \$ 200,000

12 20 15. For a contract to enhance and streamline income  
12 21 maintenance processing to help manage growing caseloads:

12 22 ..... \$ 150,000

12 23 Of the amounts appropriated in this section, \$13,019,471

12 24 for the fiscal year beginning July 1, 2006, shall be  
12 25 transferred to the appropriation of the federal social  
12 26 services block grant for that fiscal year. If the federal  
12 27 government revises requirements to reduce the amount that may  
12 28 be transferred to the federal social services block grant, it  
12 29 is the intent of the general assembly to act expeditiously  
12 30 during the 2007 legislative session to adjust appropriations  
12 31 or the transfer amount or take other actions to address the  
12 32 reduced amount.

12 33 The department may transfer funds allocated in this section  
12 34 to the appropriations in this Act for general administration  
12 35 and field operations for resources necessary to implement and  
13 1 operate the services referred to in this section and those  
13 2 funded in the appropriation made in this division of this Act  
13 3 for the family investment program from the general fund.

13 4 Sec. 7. FAMILY INVESTMENT PROGRAM ACCOUNT.

13 5 1. Moneys credited to the family investment program (FIP)  
13 6 account for the fiscal year beginning July 1, 2006, and ending  
13 7 June 30, 2007, shall be used to provide assistance in  
13 8 accordance with chapter 239B.

13 9 2. The department may use a portion of the moneys credited  
13 10 to the FIP account under this section as necessary for  
13 11 salaries, support, maintenance, and miscellaneous purposes and  
13 12 for not more than the following full-time equivalent positions  
13 13 which are in addition to any other full-time equivalent  
13 14 positions authorized in this division of this Act:

13 15 ..... FTEs 14.00

13 16 3. The department may transfer funds allocated in this  
13 17 section to the appropriations in this Act for general  
13 18 administration and field operations for resources necessary to  
13 19 implement and operate the services referred to in this section  
13 20 and those funded in the appropriation made in this division of  
13 21 this Act for the family investment program from the general  
13 22 fund of the state.

13 23 4. Moneys appropriated in this division of this Act and  
13 24 credited to the FIP account for the fiscal year beginning July  
13 25 1, 2006, and ending June 30, 2007, are allocated as follows:

13 26 a. For the family development and self-sufficiency grant  
13 27 program as provided under section 217.12:

13 28 ..... \$ 5,433,042

13 29 (1) Of the funds allocated for the family development and  
13 30 self-sufficiency grant program in this lettered paragraph, not  
13 31 more than 5 percent of the funds shall be used for the  
13 32 administration of the grant program.

13 33 (2) The department may continue to implement the family

13 34 development and self-sufficiency grant program statewide  
13 35 during FY 2006=2007.

14 1 b. For the diversion subaccount of the FIP account:  
14 2 ..... \$ 2,814,000

14 3 (1) A portion of the moneys allocated for the subaccount  
14 4 may be used for field operations salaries, data management  
14 5 system development, and implementation costs and support  
14 6 deemed necessary by the director of human services in order to  
14 7 administer the FIP diversion program.

14 8 (2) Of the funds allocated in this lettered paragraph, not  
14 9 more than \$250,000 shall be used to develop or continue  
14 10 community-level parental obligation pilot projects. The  
14 11 requirements established under 2001 Iowa Acts, chapter 191,  
14 12 section 3, subsection 5, paragraph "c", subparagraph (3),  
14 13 shall remain applicable to the parental obligation pilot  
14 14 projects for fiscal year 2006=2007. Notwithstanding 441 IAC  
14 15 100.8, providing for termination of rules relating to the  
14 16 pilot projects the earlier of October 1, 2006, or when  
14 17 legislative authority is discontinued, the rules relating to  
14 18 the pilot projects shall remain in effect until June 30, 2007.

14 19 c. For the food stamp employment and training program:  
14 20 ..... \$ 64,278

14 21 5. Of the child support collections assigned under FIP, a  
14 22 amount equal to the federal share of support collections shall  
14 23 be credited to the child support recovery appropriation. Of  
14 24 the remainder of the assigned child support collections  
14 25 received by the child support recovery unit, a portion shall  
14 26 be credited to the FIP account and a portion may be used to  
14 27 increase recoveries. If child support collections assigned  
14 28 under FIP are greater than estimated, the state share of that  
14 29 greater portion may be transferred to the child support  
14 30 payments account.

14 31 6. The department may adopt emergency rules for the family  
14 32 investment, food stamp, and medical assistance programs if  
14 33 necessary to comply with federal requirements.

14 34 Sec. 8. FAMILY INVESTMENT PROGRAM GENERAL FUND. There is  
14 35 appropriated from the general fund of the state to the  
15 1 department of human services for the fiscal year beginning  
15 2 July 1, 2006, and ending June 30, 2007, the following amount,  
15 3 or so much thereof as is necessary, to be used for the purpose  
15 4 designated:

15 5 To be credited to the family investment program (FIP)  
15 6 account and used for family investment program assistance  
15 7 under chapter 239B:

15 8 ..... \$ 42,874,885  
15 9 1. Of the funds appropriated in this section, \$9,274,134

15 10 is allocated for the JOBS program.

15 11 2. Of the funds appropriated in this section, \$200,000  
15 12 shall be used to provide a grant to an Iowa-based nonprofit  
15 13 organization with a history of providing tax preparation  
15 14 assistance to low-income Iowans in order to expand the usage  
15 15 of the earned income tax credit. The purpose of the grant is  
15 16 to supply this assistance to underserved areas of the state.  
15 17 The grant shall be provided to an organization that has  
15 18 existing national foundation support for supplying such  
15 19 assistance that can also secure local charitable match  
15 20 funding.

15 21 3. Of the funds appropriated in this section, \$125,000 is  
15 22 allocated for provision of financial education services to  
15 23 persons who are not participants in the family investment  
15 24 program. The department shall utilize a request for proposals  
15 25 process to contract for the financial education services.

15 26 4. Subject to the provisions of section 8.39, for the  
15 27 fiscal year beginning July 1, 2006, if necessary to meet  
15 28 federal maintenance of effort requirements or to transfer  
15 29 federal temporary assistance for needy families block grant  
15 30 funding to be used for purposes of the federal social services  
15 31 block grant or to meet cash flow needs resulting from delays  
15 32 in receiving federal funding or to implement, in accordance  
15 33 with this division of this Act, activities currently funded  
15 34 with juvenile court services, county, or community moneys and  
15 35 state moneys used in combination with such moneys, the  
16 1 department of human services may transfer funds within or  
16 2 between any of the appropriations made in this division of  
16 3 this Act and appropriations in law for the federal social  
16 4 services block grant to the department for the following  
16 5 purposes, provided that the combined amount of state and  
16 6 federal temporary assistance for needy families block grant  
16 7 funding for each appropriation remains the same before and  
16 8 after the transfer:

16 9 a. For the family investment program.

16 10 b. For child care assistance.  
 16 11 c. For child and family services.  
 16 12 d. For field operations.  
 16 13 e. For general administration.  
 16 14 f. MH/MR/DD/BI community services (local purchase).  
 16 15 This subsection shall not be construed to prohibit existing  
 16 16 state transfer authority for other purposes.  
 16 17 Sec. 9. CHILD SUPPORT RECOVERY. There is appropriated  
 16 18 from the general fund of the state to the department of human  
 16 19 services for the fiscal year beginning July 1, 2006, and  
 16 20 ending June 30, 2007, the following amount, or so much thereof  
 16 21 as is necessary, to be used for the purposes designated:  
 16 22 For child support recovery, including salaries, support,  
 16 23 maintenance, and miscellaneous purposes and for not more than  
 16 24 the following full-time equivalent positions:  
 16 25 ..... \$ 8,214,690  
 16 26 ..... FTEs 450.00  
 16 27 1. The department shall expend up to \$31,000, including  
 16 28 federal financial participation, for the fiscal year beginning  
 16 29 July 1, 2006, for a child support public awareness campaign.  
 16 30 The department and the office of the attorney general shall  
 16 31 cooperate in continuation of the campaign. The public  
 16 32 awareness campaign shall emphasize, through a variety of media  
 16 33 activities, the importance of maximum involvement of both  
 16 34 parents in the lives of their children as well as the  
 16 35 importance of payment of child support obligations.  
 17 1 2. Federal access and visitation grant moneys shall be  
 17 2 issued directly to private not-for-profit agencies that  
 17 3 provide services designed to increase compliance with the  
 17 4 child access provisions of court orders, including but not  
 17 5 limited to neutral visitation site and mediation services.  
 17 6 Sec. 10. MEDICAL ASSISTANCE. There is appropriated from  
 17 7 the general fund of the state to the department of human  
 17 8 services for the fiscal year beginning July 1, 2006, and  
 17 9 ending June 30, 2007, the following amount, or so much thereof  
 17 10 as is necessary, to be used for the purpose designated:  
 17 11 For medical assistance reimbursement and associated costs  
 17 12 as specifically provided in the reimbursement methodologies in  
 17 13 effect on June 30, 2006, except as otherwise expressly  
 17 14 authorized by law, including reimbursement for abortion  
 17 15 services, which shall be available under the medical  
 17 16 assistance program only for those abortions which are  
 17 17 medically necessary:  
 17 18 ..... \$708,121,610  
 17 19 1. Medically necessary abortions are those performed under  
 17 20 any of the following conditions:  
 17 21 a. The attending physician certifies that continuing the  
 17 22 pregnancy would endanger the life of the pregnant woman.  
 17 23 b. The attending physician certifies that the fetus is  
 17 24 physically deformed, mentally deficient, or afflicted with a  
 17 25 congenital illness.  
 17 26 c. The pregnancy is the result of a rape which is reported  
 17 27 within 45 days of the incident to a law enforcement agency or  
 17 28 public or private health agency which may include a family  
 17 29 physician.  
 17 30 d. The pregnancy is the result of incest which is reported  
 17 31 within 150 days of the incident to a law enforcement agency or  
 17 32 public or private health agency which may include a family  
 17 33 physician.  
 17 34 e. Any spontaneous abortion, commonly known as a  
 17 35 miscarriage, if not all of the products of conception are  
 18 1 expelled.  
 18 2 2. The department shall utilize not more than \$60,000 of  
 18 3 the funds appropriated in this section to continue the  
 18 4 AIDS/HIV health insurance premium payment program as  
 18 5 established in 1992 Iowa Acts, Second Extraordinary Session,  
 18 6 chapter 1001, section 409, subsection 6. Of the funds  
 18 7 allocated in this subsection, not more than \$5,000 may be  
 18 8 expended for administrative purposes.  
 18 9 3. Of the funds appropriated to the Iowa department of  
 18 10 public health for addictive disorders, \$950,000 for the fiscal  
 18 11 year beginning July 1, 2006, shall be transferred to the  
 18 12 department of human services for an integrated substance abuse  
 18 13 managed care system.  
 18 14 4. Based upon a waiver from the federal centers for  
 18 15 Medicare and Medicaid services, the department shall provide a  
 18 16 period of 12 months of guaranteed eligibility for medical  
 18 17 assistance family planning services only, regardless of the  
 18 18 change in circumstances of a woman who was a medical  
 18 19 assistance recipient when a pregnancy ended. The department  
 18 20 shall also provide this eligibility to women of childbearing

18 21 age with countable income at or below 200 percent of the  
18 22 federal poverty level. The department may adopt emergency  
18 23 rules to implement this subsection.

18 24 5. a. The department shall aggressively pursue options  
18 25 for providing medical assistance or other assistance to  
18 26 individuals with special needs who become ineligible to  
18 27 continue receiving services under the early and periodic  
18 28 screening, diagnosis, and treatment program under the medical  
18 29 assistance program due to becoming 21 years of age, who have  
18 30 been approved for additional assistance through the  
18 31 department's exception to policy provisions, but who have  
18 32 health care needs in excess of the funding available through  
18 33 the exception to policy process.

18 34 b. Of the funds appropriated in this section, \$100,000  
18 35 shall be used for participation in one or more pilot projects  
19 1 operated by a private provider to allow the individual or  
19 2 individuals to receive service in the community in accordance  
19 3 with principles established in *Olmstead v. L.C.*, 527 U.S. 581  
19 4 (1999), for the purpose of providing medical assistance or  
19 5 other assistance to individuals with special needs who become  
19 6 ineligible to continue receiving services under the early and  
19 7 periodic screening, diagnosis, and treatment program under the  
19 8 medical assistance program due to becoming 21 years of age,  
19 9 who have been approved for additional assistance through the  
19 10 department's exception to policy provisions, but who have  
19 11 health care needs in excess of the funding available through  
19 12 the exception to the policy provisions.

19 13 6. Of the funds appropriated in this section, up to  
19 14 \$3,050,082 may be transferred to the field operations or  
19 15 general administration appropriations in this Act for  
19 16 implementation and operational costs associated with Part D of  
19 17 the federal Medicare Prescription Drug, Improvement, and  
19 18 Modernization Act of 2003, Pub. L. No. 108=173.

19 19 7. The department shall initiate planning to address  
19 20 options available under the federal Family Opportunity Act  
19 21 enacted as part of the federal Deficit Reduction Act of 2005,  
19 22 Pub. L. No. 109=171. The options addressed shall include but  
19 23 are not limited to the option to allow families of children  
19 24 with disabilities to purchase Medicaid coverage, other health  
19 25 coverage options, and the option to apply to the centers for  
19 26 Medicare and Medicaid services of the United States department  
19 27 of health and human services for Iowa to participate in a  
19 28 demonstration project to develop home and community-based  
19 29 services as an alternative to psychiatric residential  
19 30 treatment for children with psychiatric disabilities who are  
19 31 enrolled in the Medicaid program. The department shall report  
19 32 by December 15, 2006, to the persons designated by this Act to  
19 33 receive reports regarding the planning activities and  
19 34 recommendations regarding the options.

19 35 8. The department shall apply to the centers for Medicare  
20 1 and Medicaid services of the United States department of  
20 2 health and human services to participate in the Medicaid  
20 3 transformation grants program as specified in section 6081 of  
20 4 the federal Deficit Reduction Act of 2005, Pub. L. No. 109=  
20 5 171, to implement initiatives including but not limited to  
20 6 electronic medical records and medication risk management  
20 7 under the Medicaid and IowaCare programs.

20 8 9. Of the amount appropriated in this section, \$250,000  
20 9 shall be used for a dollar-for-dollar matching grant to a  
20 10 nonprofit organization of medical providers established to  
20 11 provide direction in promoting a health care culture of  
20 12 continuous improvement in quality, patient safety, and value  
20 13 through collaborative efforts by hospitals and physicians.

20 14 10. The department may amend the Medicaid state plan to  
20 15 provide medical assistance reciprocity for children who  
20 16 receive an adoption subsidy who are not eligible for funding  
20 17 under Title IV=E of the federal Social Security Act.

20 18 Sec. 11. HEALTH INSURANCE PREMIUM PAYMENT PROGRAM. There  
20 19 is appropriated from the general fund of the state to the  
20 20 department of human services for the fiscal year beginning  
20 21 July 1, 2006, and ending June 30, 2007, the following amount,  
20 22 or so much thereof as is necessary, to be used for the purpose  
20 23 designated:

20 24 For administration of the health insurance premium payment  
20 25 program, including salaries, support, maintenance, and  
20 26 miscellaneous purposes, and for not more than the following  
20 27 full-time equivalent positions:  
20 28 ..... \$ 634,162  
20 29 ..... FTEs 21.00

20 30 Sec. 12. MEDICAL CONTRACTS. There is appropriated from  
20 31 the general fund of the state to the department of human

20 32 services for the fiscal year beginning July 1, 2006, and  
20 33 ending June 30, 2007, the following amount, or so much thereof  
20 34 as is necessary, to be used for the purpose designated:  
20 35 For medical contracts, including salaries, support,  
21 1 maintenance, and miscellaneous purposes:  
21 2 ..... \$ 14,417,985  
21 3 Sec. 13. STATE SUPPLEMENTARY ASSISTANCE.  
21 4 1. There is appropriated from the general fund of the  
21 5 state to the department of human services for the fiscal year  
21 6 beginning July 1, 2006, and ending June 30, 2007, the  
21 7 following amount, or so much thereof as is necessary, to be  
21 8 used for the purpose designated:  
21 9 For the state supplementary assistance program:  
21 10 ..... \$ 18,710,335  
21 11 2. The department shall increase the personal needs  
21 12 allowance for residents of residential care facilities by the  
21 13 same percentage and at the same time as federal supplemental  
21 14 security income and federal social security benefits are  
21 15 increased due to a recognized increase in the cost of living.  
21 16 The department may adopt emergency rules to implement this  
21 17 subsection.  
21 18 3. If during the fiscal year beginning July 1, 2006, the  
21 19 department projects that state supplementary assistance  
21 20 expenditures for a calendar year will not meet the federal  
21 21 pass-along requirement specified in Title XVI of the federal  
21 22 Social Security Act, section 1618, as codified in 42 U.S.C. }  
21 23 1382g, the department may take actions including but not  
21 24 limited to increasing the personal needs allowance for  
21 25 residential care facility residents and making programmatic  
21 26 adjustments or upward adjustments of the residential care  
21 27 facility or in-home health-related care reimbursement rates  
21 28 prescribed in this division of this Act to ensure that federal  
21 29 requirements are met. In addition, the department may make  
21 30 other programmatic and rate adjustments necessary to remain  
21 31 within the amount appropriated in this section while ensuring  
21 32 compliance with federal requirements. The department may  
21 33 adopt emergency rules to implement the provisions of this  
21 34 subsection.  
21 35 Sec. 14. CHILDREN'S HEALTH INSURANCE PROGRAM. There is  
22 1 appropriated from the general fund of the state to the  
22 2 department of human services for the fiscal year beginning  
22 3 July 1, 2006, and ending June 30, 2007, the following amount,  
22 4 or so much thereof as is necessary, to be used for the purpose  
22 5 designated:  
22 6 For maintenance of the healthy and well kids in Iowa (hawk=  
22 7 i) program pursuant to chapter 514I for receipt of federal  
22 8 financial participation under Title XXI of the federal Social  
22 9 Security Act, which creates the state children's health  
22 10 insurance program:  
22 11 ..... \$ 19,703,715  
22 12 Sec. 15. CHILD CARE ASSISTANCE. There is appropriated  
22 13 from the general fund of the state to the department of human  
22 14 services for the fiscal year beginning July 1, 2006, and  
22 15 ending June 30, 2007, the following amount, or so much thereof  
22 16 as is necessary, to be used for the purpose designated:  
22 17 For child care programs:  
22 18 ..... \$ 21,801,198  
22 19 1. Of the funds appropriated in this section, \$18,850,674  
22 20 shall be used for state child care assistance in accordance  
22 21 with section 237A.13.  
22 22 2. Nothing in this section shall be construed or is  
22 23 intended as, or shall imply, a grant of entitlement for  
22 24 services to persons who are eligible for assistance due to an  
22 25 income level consistent with the waiting list requirements of  
22 26 section 237A.13. Any state obligation to provide services  
22 27 pursuant to this section is limited to the extent of the funds  
22 28 appropriated in this section.  
22 29 3. Of the funds appropriated in this section, \$525,524 is  
22 30 allocated for the statewide program for child care resource  
22 31 and referral services under section 237A.26.  
22 32 4. Of the funds appropriated in this section, \$1,225,000  
22 33 is allocated for child care quality improvement initiatives  
22 34 including but not limited to development and continuation of a  
22 35 quality rating system.  
23 1 5. The department may use any of the funds appropriated in  
23 2 this section as a match to obtain federal funds for use in  
23 3 expanding child care assistance and related programs. For the  
23 4 purpose of expenditures of state and federal child care  
23 5 funding, funds shall be considered obligated at the time  
23 6 expenditures are projected or are allocated to the  
23 7 department's service areas. Projections shall be based on

23 8 current and projected caseload growth, current and projected  
23 9 provider rates, staffing requirements for eligibility  
23 10 determination and management of program requirements including  
23 11 data systems management, staffing requirements for  
23 12 administration of the program, contractual and grant  
23 13 obligations and any transfers to other state agencies, and  
23 14 obligations for decategorization or innovation projects.

23 15 6. A portion of the state match for the federal child care  
23 16 and development block grant shall be provided through the  
23 17 state general fund appropriation for child development grants  
23 18 and other programs for at-risk children in section 279.51.

23 19 7. Of the funds appropriated in this section, \$1,200,000  
23 20 is transferred to the Iowa empowerment fund. The amount  
23 21 transferred shall be used by the Iowa empowerment board in  
23 22 collaboration with the Iowa state university of science and  
23 23 technology cooperative extension service in agriculture and  
23 24 home economics for support of professional development and  
23 25 training activities for persons working in early care, health,  
23 26 and education. Expenditures shall be limited to professional  
23 27 development and training activities agreed upon by one or more  
23 28 community empowerment boards and the extension service staff  
23 29 assigned to the community empowerment areas under the boards.

23 30 Sec. 16. JUVENILE INSTITUTIONS. There is appropriated  
23 31 from the general fund of the state to the department of human  
23 32 services for the fiscal year beginning July 1, 2006, and  
23 33 ending June 30, 2007, the following amounts, or so much  
23 34 thereof as is necessary, to be used for the purposes  
23 35 designated:

24 1 1. For operation of the Iowa juvenile home at Toledo and  
24 2 for salaries, support, maintenance, and for not more than the  
24 3 following full-time equivalent positions:

24 4 ..... \$ 6,667,400  
24 5 ..... FTEs 118.50

24 6 a. Of the funds appropriated in this subsection, at least  
24 7 \$25,000 is allocated for provision of books or other learning  
24 8 materials and activities associated with the education of  
24 9 children placed at the Iowa juvenile home.

24 10 b. It is the intent of the general assembly that effective  
24 11 July 1, 2009, placements at the Iowa juvenile home will be  
24 12 limited to females and that placements of boys at the home  
24 13 will be diverted to other options. The department shall  
24 14 utilize a study group to make recommendations on the options  
24 15 for diversion of placements of boys and the study group shall  
24 16 report on or before July 1, 2007, to the persons designated by  
24 17 this division of this Act to receive reports. Leadership for  
24 18 the study group shall be provided by the division of criminal  
24 19 and juvenile justice planning of the department of human  
24 20 rights. The study group membership shall also include but is  
24 21 not limited to two departmental service area administrators or  
24 22 their designees, a representative of the division of the  
24 23 commission on the status of women of the department of human  
24 24 rights, a member of the council on human services, a  
24 25 departmental division administrator, two representatives of  
24 26 juvenile court services, and two representatives of child  
24 27 welfare service provider agencies. In addition, the study  
24 28 group membership shall include four members of the general  
24 29 assembly so that the majority and minority parties of both  
24 30 chambers are represented. Legislative members are eligible  
24 31 for reimbursement of actual expenses paid under section 2.10.

24 32 2. For operation of the state training school at Eldora  
24 33 and for salaries, support, maintenance, and for not more than  
24 34 the following full-time equivalent positions:

24 35 ..... \$ 10,623,148  
25 1 ..... FTEs 196.55

25 2 Of the funds appropriated in this subsection, at least  
25 3 \$40,000 is allocated for provision of books or other learning  
25 4 materials and activities associated with the education of  
25 5 children placed at the state training school.

25 6 3. A portion of the moneys appropriated in this section  
25 7 shall be used by the state training school and by the Iowa  
25 8 juvenile home for grants for adolescent pregnancy prevention  
25 9 activities at the institutions in the fiscal year beginning  
25 10 July 1, 2006.

25 11 Sec. 17. CHILD AND FAMILY SERVICES.

25 12 1. There is appropriated from the general fund of the  
25 13 state to the department of human services for the fiscal year  
25 14 beginning July 1, 2006, and ending June 30, 2007, the  
25 15 following amount, or so much thereof as is necessary, to be  
25 16 used for the purpose designated:

25 17 For child and family services:  
25 18 ..... \$ 80,715,373

25 19 In order to address a reduction of \$5,200,000 from the  
25 20 amount allocated under this appropriation in prior years for  
25 21 purposes of juvenile delinquent graduated sanction services,  
25 22 up to \$5,200,000 of the amount of federal temporary assistance  
25 23 for needy families block grant funding appropriated in this  
25 24 division of this Act for child and family services, shall be  
25 25 made available for purposes of juvenile delinquent graduated  
25 26 sanction services.

25 27 2. The department may transfer funds appropriated in this  
25 28 section as necessary to pay the nonfederal costs of services  
25 29 reimbursed under the medical assistance program or the family  
25 30 investment program which are provided to children who would  
25 31 otherwise receive services paid under the appropriation in  
25 32 this section. The department may transfer funds appropriated  
25 33 in this section to the appropriations in this division of this  
25 34 Act for general administration and for field operations for  
25 35 resources necessary to implement and operate the services  
26 1 funded in this section.

26 2 3. a. Of the funds appropriated in this section, up to  
26 3 \$37,084,884 is allocated as the statewide expenditure target  
26 4 under section 232.143 for group foster care maintenance and  
26 5 services.

26 6 b. If at any time after September 30, 2006, annualization  
26 7 of a service area's current expenditures indicates a service  
26 8 area is at risk of exceeding its group foster care expenditure  
26 9 target under section 232.143 by more than 5 percent, the  
26 10 department and juvenile court services shall examine all group  
26 11 foster care placements in that service area in order to  
26 12 identify those which might be appropriate for termination. In  
26 13 addition, any aftercare services believed to be needed for the  
26 14 children whose placements may be terminated shall be  
26 15 identified. The department and juvenile court services shall  
26 16 initiate action to set dispositional review hearings for the  
26 17 placements identified. In such a dispositional review  
26 18 hearing, the juvenile court shall determine whether needed  
26 19 aftercare services are available and whether termination of  
26 20 the placement is in the best interest of the child and the  
26 21 community.

26 22 c. Of the funds allocated in this subsection, \$1,510,661  
26 23 is allocated as the state match funding for 50 highly  
26 24 structured juvenile program beds. If the number of beds  
26 25 provided for in this lettered paragraph is not utilized, the  
26 26 remaining funds allocated may be used for group foster care.

26 27 4. In accordance with the provisions of section 232.188,  
26 28 the department shall continue the child welfare and juvenile  
26 29 justice funding initiative. Of the funds appropriated in this  
26 30 section, \$2,500,000 is allocated specifically for expenditure  
26 31 through the decategorization service funding pools and  
26 32 governance boards established pursuant to section 232.188. In  
26 33 addition, up to \$1,000,000 of the amount of federal temporary  
26 34 assistance for needy families block grant funding appropriated  
26 35 in this division of this Act for child and family services  
27 1 shall be made available for purposes of the decategorization  
27 2 initiative as provided in this subsection.

27 3 5. A portion of the funds appropriated in this section may  
27 4 be used for emergency family assistance to provide other  
27 5 resources required for a family participating in a family  
27 6 preservation or reunification project to stay together or to  
27 7 be reunified.

27 8 6. Notwithstanding section 234.35, subsection 1, for the  
27 9 fiscal year beginning July 1, 2006, state funding for shelter  
27 10 care paid pursuant to section 234.35, subsection 1, paragraph  
27 11 "h", shall be limited to \$7,578,872.

27 12 7. Federal funds received by the state during the fiscal  
27 13 year beginning July 1, 2006, as the result of the expenditure  
27 14 of state funds appropriated during a previous state fiscal  
27 15 year for a service or activity funded under this section, are  
27 16 appropriated to the department to be used as additional  
27 17 funding for services and purposes provided for under this  
27 18 section. Notwithstanding section 8.33, moneys received in  
27 19 accordance with this subsection that remain unencumbered or  
27 20 unobligated at the close of the fiscal year shall not revert  
27 21 to any fund but shall remain available for the purposes  
27 22 designated until the close of the succeeding fiscal year.

27 23 8. Of the funds appropriated in this section, not more  
27 24 than \$442,100 is allocated to provide clinical assessment  
27 25 services as necessary to continue funding of children's  
27 26 rehabilitation services under medical assistance in accordance  
27 27 with federal law and requirements. The funding allocated is  
27 28 the amount projected to be necessary for providing the  
27 29 clinical assessment services.

27 30 9. Of the funds appropriated in this section, \$3,696,285  
27 31 shall be used for protective child care assistance.

27 32 10. Of the funds appropriated in this section, up to  
27 33 \$3,002,844 is allocated for the payment of the expenses of  
27 34 court-ordered services provided to juveniles which are a  
27 35 charge upon the state pursuant to section 232.141, subsection  
28 1 4. Of the amount allocated in this subsection, up to  
28 2 \$1,505,161 shall be made available to provide school-based  
28 3 supervision of children adjudicated under chapter 232, of  
28 4 which not more than \$15,000 may be used for the purpose of  
28 5 training. A portion of the cost of each school-based liaison  
28 6 officer shall be paid by the school district or other funding  
28 7 source as approved by the chief juvenile court officer.

28 8 a. Notwithstanding section 232.141 or any other provision  
28 9 of law to the contrary, the amount allocated in this  
28 10 subsection shall be distributed to the judicial districts as  
28 11 determined by the state court administrator. The state court  
28 12 administrator shall make the determination of the distribution  
28 13 amounts on or before June 15, 2006.

28 14 b. Notwithstanding chapter 232 or any other provision of  
28 15 law to the contrary, a district or juvenile court shall not  
28 16 order any service which is a charge upon the state pursuant to  
28 17 section 232.141 if there are insufficient court-ordered  
28 18 services funds available in the district court distribution  
28 19 amount to pay for the service. The chief juvenile court  
28 20 officer shall encourage use of the funds allocated in this  
28 21 subsection such that there are sufficient funds to pay for all  
28 22 court-related services during the entire year. The chief  
28 23 juvenile court officers shall attempt to anticipate potential  
28 24 surpluses and shortfalls in the distribution amounts and shall  
28 25 cooperatively request the state court administrator to  
28 26 transfer funds between the districts' distribution amounts as  
28 27 prudent.

28 28 c. Notwithstanding any provision of law to the contrary, a  
28 29 district or juvenile court shall not order a county to pay for  
28 30 any service provided to a juvenile pursuant to an order  
28 31 entered under chapter 232 which is a charge upon the state  
28 32 under section 232.141, subsection 4.

28 33 d. Of the funds allocated in this subsection, not more  
28 34 than \$100,000 may be used by the judicial branch for  
28 35 administration of the requirements under this subsection and  
29 1 for travel associated with court-ordered placements which are  
29 2 a charge upon the state pursuant to section 232.141,  
29 3 subsection 4.

29 4 11. Notwithstanding 2000 Iowa Acts, chapter 1228, section  
29 5 43, the department may operate a subsidized guardianship  
29 6 program if the United States department of health and human  
29 7 services approves a waiver under Title IV-E of the federal  
29 8 Social Security Act or the federal Social Security Act is  
29 9 amended to allow Title IV-E funding to be used for subsidized  
29 10 guardianship, and the subsidized guardianship program can be  
29 11 operated without loss of Title IV-E funds.

29 12 12. Of the funds appropriated in this section, \$1,000,000  
29 13 shall be transferred to the Iowa department of public health  
29 14 to be used for the child protection center grant program in  
29 15 accordance with section 135.118.

29 16 13. Of the funds appropriated in this section, \$148,000  
29 17 shall be used for funding of one or more child welfare  
29 18 diversion and mediation pilot projects as provided in 2004  
29 19 Iowa Acts, chapter 1130, section 1.

29 20 14. If the department receives federal approval to  
29 21 implement a waiver under Title IV-E of the federal Social  
29 22 Security Act to enable providers to serve children who remain  
29 23 in the children's families and communities, for purposes of  
29 24 eligibility under the medical assistance program children who  
29 25 participate in the waiver shall be considered to be placed in  
29 26 foster care.

29 27 15. a. Funds appropriated in this section may be used to  
29 28 provide continued support for young adults who are age  
29 29 eighteen and graduate from high school or complete a  
29 30 graduation equivalency diploma after May 1, 2006, have a self=  
29 31 sufficiency plan, and are continuing their education, working,  
29 32 or are in work training. The department may amend existing  
29 33 contracts to provide the additional services to this  
29 34 population. The department may adopt emergency rules to  
29 35 implement the provisions of this subsection.

30 1 b. Of the funds appropriated in this section, \$854,012 is  
30 2 allocated for the program described in this subsection for  
30 3 young adults who leave foster care services at age 18 provided  
30 4 legislation is enacted by the Eighty-first General Assembly,  
30 5 2006 Session, to codify requirements for the program. If

30 6 enacted, the program shall commence as early as possible in  
30 7 the fiscal year. The department may adopt emergency rules to  
30 8 implement the program.

30 9 16. Of the funds appropriated in this section, \$50,000 is  
30 10 allocated for a grant to expand an existing program operated  
30 11 by a nonprofit organization providing family treatment and  
30 12 community education services in a nine-county area.

30 13 17. Of the funds appropriated in this section, \$1,000,000  
30 14 shall be used for juvenile drug courts to replace lost federal  
30 15 grants and to expand juvenile drug courts. The amount

30 16 allocated in this subsection shall be distributed as follows:  
30 17 a. To the judicial branch for salaries to assist with the  
30 18 operation of juvenile drug court programs operated in the  
30 19 following jurisdictions:

30 20 (1) Marshall county:  
30 21 ..... \$ 60,000

30 22 (2) Woodbury county:  
30 23 ..... \$ 120,254

30 24 (3) Polk county:  
30 25 ..... \$ 187,434

30 26 (4) For establishing a program in the eighth judicial  
30 27 district and in another judicial district:  
30 28 ..... \$ 130,000

30 29 b. For court-ordered services to support substance abuse  
30 30 and related services provided to the juveniles participating  
30 31 in the juvenile drug court programs listed in paragraph "a":  
30 32 ..... \$ 502,312

30 33 The state court administrator shall allocate the funding  
30 34 designated in this paragraph among the programs.

30 35 18. Of the funds appropriated in this section, \$100,000 is  
31 1 allocated to establish a multidimensional treatment level  
31 2 foster care program provided House File 2567 or other  
31 3 legislation requiring the department to establish the program  
31 4 is enacted by the Eighty-first General Assembly, 2006 Session.

31 5 19. During the fiscal year beginning July 1, 2006, the  
31 6 department shall continue funding one or more child welfare  
31 7 diversion and mediation pilot projects implemented pursuant to  
31 8 2004 Iowa Acts, chapter 1130, section 1. The department shall  
31 9 do all of the following in continuing the pilot projects:

31 10 a. If an agency providing mediation services under the  
31 11 pilot project has not demonstrated the ability to deliver  
31 12 services throughout the entire fiscal year within the funding  
31 13 allocated, the department shall not renew the contract with  
31 14 the agency.

31 15 b. If a contract is not renewed as provided in paragraph  
31 16 "a", the department shall select a replacement provider agency  
31 17 with the experience and capacity to provide mediation services  
31 18 in the county or counties served by the provider agency whose  
31 19 contract was not renewed. Whenever possible in selecting a  
31 20 replacement provider agency, the department shall select a  
31 21 provider agency whose primary operations office is located  
31 22 within the largest county served by the pilot project.

31 23 Sec. 18. ADOPTION SUBSIDY.

31 24 1. There is appropriated from the general fund of the  
31 25 state to the department of human services for the fiscal year  
31 26 beginning July 1, 2006, and ending June 30, 2007, the  
31 27 following amount, or so much thereof as is necessary, to be  
31 28 used for the purpose designated:

31 29 For adoption subsidy payments and services:  
31 30 ..... \$ 31,446,063

31 31 2. The department may transfer funds appropriated in this  
31 32 section to the appropriations in this Act for child and family  
31 33 services to be used for adoptive family recruitment and other  
31 34 services to achieve adoption.

31 35 3. Federal funds received by the state during the fiscal  
32 1 year beginning July 1, 2006, as the result of the expenditure  
32 2 of state funds during a previous state fiscal year for a  
32 3 service or activity funded under this section, are  
32 4 appropriated to the department to be used as additional  
32 5 funding for the services and activities funded under this  
32 6 section. Notwithstanding section 8.33, moneys received in  
32 7 accordance with this subsection that remain unencumbered or  
32 8 unobligated at the close of the fiscal year shall not revert  
32 9 to any fund but shall remain available for expenditure for the  
32 10 purposes designated until the close of the succeeding fiscal  
32 11 year.

32 12 Sec. 19. JUVENILE DETENTION HOME FUND. Moneys deposited  
32 13 in the juvenile detention home fund created in section 232.142  
32 14 during the fiscal year beginning July 1, 2006, and ending June  
32 15 30, 2007, are appropriated to the department of human services  
32 16 for the fiscal year beginning July 1, 2006, and ending June

32 17 30, 2007, for distribution as follows:

32 18 1. An amount equal to 10 percent of the costs of the  
32 19 establishment, improvement, operation, and maintenance of  
32 20 county or multicounty juvenile detention homes in the fiscal  
32 21 year beginning July 1, 2005. Moneys appropriated for  
32 22 distribution in accordance with this subsection shall be  
32 23 allocated among eligible detention homes, prorated on the  
32 24 basis of an eligible detention home's proportion of the costs  
32 25 of all eligible detention homes in the fiscal year beginning  
32 26 July 1, 2005. Notwithstanding section 232.142, subsection 3,  
32 27 the financial aid payable by the state under that provision  
32 28 for the fiscal year beginning July 1, 2006, shall be limited  
32 29 to the amount appropriated for the purposes of this  
32 30 subsection.

32 31 2. For renewal of a grant to a county with a population  
32 32 between 189,000 and 196,000 for implementation of the county's  
32 33 runaway treatment plan under section 232.195:

32 34 ..... \$ 80,000

32 35 3. For continuation and expansion of the community  
33 1 partnership for child protection sites:

33 2 ..... \$ 318,000

33 3 4. For continuation of the department's minority youth and  
33 4 family projects under the redesign of the child welfare  
33 5 system:

33 6 ..... \$ 375,000

33 7 5. For funding of the state match for the federal  
33 8 substance abuse and mental health services administration  
33 9 (SAMSHA) system of care grant:

33 10 ..... \$ 67,600

33 11 If the federal grant is not approved on or before January  
33 12 1, 2007, the amount designated in this subsection shall be  
33 13 allocated as provided in subsection 6.

33 14 6. The remainder for additional allocations to county or  
33 15 multicounty juvenile detention homes, in accordance with the  
33 16 distribution requirements of subsection 1.

33 17 Sec. 20. FAMILY SUPPORT SUBSIDY PROGRAM. There is  
33 18 appropriated from the general fund of the state to the  
33 19 department of human services for the fiscal year beginning  
33 20 July 1, 2006, and ending June 30, 2007, the following amount,  
33 21 or so much thereof as is necessary, to be used for the purpose  
33 22 designated:

33 23 For the family support subsidy program:

33 24 ..... \$ 1,936,434

33 25 1. The department shall use at least \$333,312 of the  
33 26 moneys appropriated in this section to continue the children=  
33 27 at-home program in current counties, and if funds are  
33 28 available after exhausting the family support subsidy waiting  
33 29 list, to expand the program to additional counties. Not more  
33 30 than \$20,000 of the amount allocated in this subsection shall  
33 31 be used for administrative costs.

33 32 2. Notwithstanding contrary provisions of section 225C.38,  
33 33 subsection 1, the monthly family support subsidy payment  
33 34 amount for the fiscal year beginning July 1, 2006, shall be  
33 35 determined by the department in consultation with the council  
34 1 created in section 225C.48, not to exceed the amount in effect  
34 2 on June 30, 2006.

34 3 Sec. 21. CONNER DECREE. There is appropriated from the  
34 4 general fund of the state to the department of human services  
34 5 for the fiscal year beginning July 1, 2006, and ending June  
34 6 30, 2007, the following amount, or so much thereof as is  
34 7 necessary, to be used for the purpose designated:

34 8 For building community capacity through the coordination  
34 9 and provision of training opportunities in accordance with the  
34 10 consent decree of Conner v. Branstad, No. 4=86=CV=30871(S.D.  
34 11 Iowa, July 14, 1994):

34 12 ..... \$ 42,623

34 13 Sec. 22. MENTAL HEALTH INSTITUTES. There is appropriated  
34 14 from the general fund of the state to the department of human  
34 15 services for the fiscal year beginning July 1, 2006, and  
34 16 ending June 30, 2007, the following amounts, or so much  
34 17 thereof as is necessary, to be used for the purposes  
34 18 designated:

34 19 1. For the state mental health institute at Cherokee for  
34 20 salaries, support, maintenance, and miscellaneous purposes and  
34 21 for not more than the following full-time equivalent  
34 22 positions:

34 23 ..... \$ 4,893,698

34 24 ..... FTEs 215.00

34 25 Of the funds appropriated in this subsection, at least  
34 26 \$5,000 is allocated for provision of books or other learning  
34 27 materials and activities associated with the education of

34 28 children placed in facilities operated at the state mental  
34 29 health institute at Cherokee.

34 30 2. For the state mental health institute at Clarinda for  
34 31 salaries, support, maintenance, and miscellaneous purposes and  
34 32 for not more than the following full-time equivalent  
34 33 positions:  
34 34 ..... \$ 5,979,344  
34 35 ..... FTEs 101.15

35 1 3. For the state mental health institute at Independence  
35 2 for salaries, support, maintenance, and miscellaneous purposes  
35 3 and for not more than the following full-time equivalent  
35 4 positions:  
35 5 ..... \$ 9,006,899  
35 6 ..... FTEs 286.40

35 7 Of the funds appropriated in this subsection, at least  
35 8 \$5,000 is allocated for provision of books or other learning  
35 9 materials and activities associated with the education of  
35 10 children placed in facilities located at the state mental  
35 11 health institute at Independence.

35 12 4. For the state mental health institute at Mount Pleasant  
35 13 for salaries, support, maintenance, and miscellaneous purposes  
35 14 and for not more than the following full-time equivalent  
35 15 positions:  
35 16 ..... \$ 1,071,074  
35 17 ..... FTEs 102.84

35 18 The department shall implement a new 20-bed substance abuse  
35 19 treatment unit beginning October 1, 2006.

35 20 Sec. 23. STATE RESOURCE CENTERS. There is appropriated  
35 21 from the general fund of the state to the department of human  
35 22 services for the fiscal year beginning July 1, 2006, and  
35 23 ending June 30, 2007, the following amounts, or so much  
35 24 thereof as is necessary, to be used for the purposes  
35 25 designated:

35 26 1. For the state resource center at Glenwood for salaries,  
35 27 support, maintenance, and miscellaneous purposes:  
35 28 ..... \$ 14,006,583

35 29 2. For the state resource center at Woodward for salaries,  
35 30 support, maintenance, and miscellaneous purposes:  
35 31 ..... \$ 8,590,761

35 32 3. The department may continue to bill for state resource  
35 33 center services utilizing a scope of services approach used  
35 34 for private providers of ICFMR services, in a manner which  
35 35 does not shift costs between the medical assistance program,  
36 1 counties, or other sources of funding for the state resource  
36 2 centers.

36 3 4. The state resource centers may expand the time limited  
36 4 assessment and respite services during the fiscal year.

36 5 5. If the department's administration and the department  
36 6 of management concur with a finding by a state resource  
36 7 center's superintendent that projected revenues can reasonably  
36 8 be expected to pay the salary and support costs for a new  
36 9 employee position, or that such costs for adding a particular  
36 10 number of new positions for the fiscal year would be less than  
36 11 the overtime costs if new positions would not be added, the  
36 12 superintendent may add the new position or positions. If the  
36 13 vacant positions available to a resource center do not include  
36 14 the position classification desired to be filled, the state  
36 15 resource center's superintendent may reclassify any vacant  
36 16 position as necessary to fill the desired position. The  
36 17 superintendents of the state resource centers may, by mutual  
36 18 agreement, pool vacant positions and position classifications  
36 19 during the course of the fiscal year in order to assist one  
36 20 another in filling necessary positions.

36 21 6. If existing capacity limitations are reached in  
36 22 operating units, a waiting list is in effect for a service or  
36 23 a special need for which a payment source or other funding is  
36 24 available for the service or to address the special need, and  
36 25 facilities for the service or to address the special need can  
36 26 be provided within the available payment source or other  
36 27 funding, the superintendent of a state resource center may  
36 28 authorize opening not more than two units or other facilities  
36 29 and to begin implementing the service or addressing the  
36 30 special need during fiscal year 2006=2007.

36 31 Sec. 24. MI/MR/DD STATE CASES.

36 32 1. There is appropriated from the general fund of the  
36 33 state to the department of human services for the fiscal year  
36 34 beginning July 1, 2006, and ending June 30, 2007, the  
36 35 following amount, or so much thereof as is necessary, to be  
37 1 used for the purpose designated:  
37 2 For purchase of local services for persons with mental  
37 3 illness, mental retardation, and developmental disabilities

37 4 where the client has no established county of legal  
37 5 settlement:  
37 6 ..... \$ 10,586,619  
37 7 2. For the fiscal year beginning July 1, 2006, and ending  
37 8 June 30, 2007, \$200,000 is allocated for state cases from the  
37 9 amounts appropriated from the fund created in section 8.41 to  
37 10 the department of human services from the funds received from  
37 11 the federal government under 42 U.S.C., chapter 6A, subchapter  
37 12 XVII, relating to the community mental health center block  
37 13 grant, for the federal fiscal years beginning October 1, 2004,  
37 14 and ending September 30, 2005, beginning October 1, 2005, and  
37 15 ending September 30, 2006, and beginning October 1, 2006, and  
37 16 ending September 30, 2007. The allocation made in this  
37 17 subsection shall be made prior to any other distribution  
37 18 allocation of the appropriated federal funds.  
37 19 Sec. 25. MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES ==  
37 20 COMMUNITY SERVICES FUND. There is appropriated from the  
37 21 general fund of the state to the mental health and  
37 22 developmental disabilities community services fund created in  
37 23 section 225C.7 for the fiscal year beginning July 1, 2006, and  
37 24 ending June 30, 2007, the following amount, or so much thereof  
37 25 as is necessary, to be used for the purpose designated:  
37 26 For mental health and developmental disabilities community  
37 27 services in accordance with this division of this Act:  
37 28 ..... \$ 17,757,890  
37 29 1. Of the funds appropriated in this section, \$17,727,890  
37 30 shall be allocated to counties for funding of community-based  
37 31 mental health and developmental disabilities services. The  
37 32 moneys shall be allocated to a county as follows:  
37 33 a. Fifty percent based upon the county's proportion of the  
37 34 state's population of persons with an annual income which is  
37 35 equal to or less than the poverty guideline established by the  
38 1 federal office of management and budget.  
38 2 b. Fifty percent based upon the county's proportion of the  
38 3 state's general population.  
38 4 2. a. A county shall utilize the funding the county  
38 5 receives pursuant to subsection 1 for services provided to  
38 6 persons with a disability, as defined in section 225C.2.  
38 7 However, no more than 50 percent of the funding shall be used  
38 8 for services provided to any one of the service populations.  
38 9 b. A county shall use at least 50 percent of the funding  
38 10 the county receives under subsection 1 for contemporary  
38 11 services provided to persons with a disability, as described  
38 12 in rules adopted by the department.  
38 13 3. Of the funds appropriated in this section, \$30,000  
38 14 shall be used to support the Iowa compass program providing  
38 15 computerized information and referral services for Iowans with  
38 16 disabilities and their families.  
38 17 4. a. Funding appropriated for purposes of the federal  
38 18 social services block grant is allocated for distribution to  
38 19 counties for local purchase of services for persons with  
38 20 mental illness or mental retardation or other developmental  
38 21 disability.  
38 22 b. The funds allocated in this subsection shall be  
38 23 expended by counties in accordance with the county's approved  
38 24 county management plan. A county without an approved county  
38 25 management plan shall not receive allocated funds until the  
38 26 county's management plan is approved.  
38 27 c. The funds provided by this subsection shall be  
38 28 allocated to each county as follows:  
38 29 (1) Fifty percent based upon the county's proportion of  
38 30 the state's population of persons with an annual income which  
38 31 is equal to or less than the poverty guideline established by  
38 32 the federal office of management and budget.  
38 33 (2) Fifty percent based upon the amount provided to the  
38 34 county for local purchase of services in the preceding fiscal  
38 35 year.  
39 1 5. A county is eligible for funds under this section if  
39 2 the county qualifies for a state payment as described in  
39 3 section 331.439.  
39 4 Sec. 26. SEXUALLY VIOLENT PREDATORS.  
39 5 1. There is appropriated from the general fund of the  
39 6 state to the department of human services for the fiscal year  
39 7 beginning July 1, 2006, and ending June 30, 2007, the  
39 8 following amount, or so much thereof as is necessary, to be  
39 9 used for the purpose designated:  
39 10 For costs associated with the commitment and treatment of  
39 11 sexually violent predators in the unit located at the state  
39 12 mental health institute at Cherokee, including costs of legal  
39 13 services and other associated costs, including salaries,  
39 14 support, maintenance, miscellaneous purposes, and for not more

39 15 than the following full-time equivalent positions:  
39 16 ..... \$ 4,750,704  
39 17 ..... FTEs 73.66

39 18 2. Unless specifically prohibited by law, if the amount  
39 19 charged provides for recoupment of at least the entire amount  
39 20 of direct and indirect costs, the department of human services  
39 21 may contract with other states to provide care and treatment  
39 22 of persons placed by the other states at the unit for sexually  
39 23 violent predators at Cherokee. The moneys received under such  
39 24 a contract shall be considered to be repayment receipts and  
39 25 used for the purposes of the appropriation made in this  
39 26 section.

39 27 Sec. 27. FIELD OPERATIONS. There is appropriated from the  
39 28 general fund of the state to the department of human services  
39 29 for the fiscal year beginning July 1, 2006, and ending June  
39 30 30, 2007, the following amount, or so much thereof as is  
39 31 necessary, to be used for the purposes designated:

39 32 For field operations, including salaries, support,  
39 33 maintenance, and miscellaneous purposes and for not more than  
39 34 the following full-time equivalent positions:  
39 35 ..... \$ 57,044,250  
40 1 ..... FTEs 1,897.87

40 2 Priority in filling full-time equivalent positions shall be  
40 3 given to those positions related to child protection services.  
40 4 The full-time equivalent positions authorized in this section  
40 5 include clinical consultation positions relating to child  
40 6 protection services.

40 7 Sec. 28. GENERAL ADMINISTRATION. There is appropriated  
40 8 from the general fund of the state to the department of human  
40 9 services for the fiscal year beginning July 1, 2006, and  
40 10 ending June 30, 2007, the following amount, or so much thereof  
40 11 as is necessary, to be used for the purpose designated:

40 12 For general administration, including salaries, support,  
40 13 maintenance, and miscellaneous purposes and for not more than  
40 14 the following full-time equivalent positions:  
40 15 ..... \$ 14,028,679  
40 16 ..... FTEs 309.00

40 17 1. Of the funds appropriated in this section, \$57,000 is  
40 18 allocated for the prevention of disabilities policy council  
40 19 established in section 225B.3.

40 20 2. Of the funds appropriated in this section, \$30,000 is  
40 21 allocated to the department of human services for a statewide  
40 22 coordinator for the program of all-inclusive care for the  
40 23 elderly as defined in section 249H.3. The coordinator shall  
40 24 work in collaboration with the department of elder affairs in  
40 25 carrying out the coordinator's duties.

40 26 Sec. 29. VOLUNTEERS. There is appropriated from the  
40 27 general fund of the state to the department of human services  
40 28 for the fiscal year beginning July 1, 2006, and ending June  
40 29 30, 2007, the following amount, or so much thereof as is  
40 30 necessary, to be used for the purpose designated:

40 31 For development and coordination of volunteer services:  
40 32 ..... \$ 109,568

40 33 Sec. 30. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY  
40 34 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE  
40 35 DEPARTMENT OF HUMAN SERVICES.

41 1 1. a. (1) For the fiscal year beginning July 1, 2006,  
41 2 nursing facilities shall be reimbursed at 100 percent of the  
41 3 modified price-based case-mix reimbursement rate. Nursing  
41 4 facilities reimbursed under the medical assistance program  
41 5 shall submit annual cost reports and additional documentation  
41 6 as required by rules adopted by the department.

41 7 (2) For the fiscal year beginning July 1, 2006, the total  
41 8 state funding amount for the nursing facility budget shall not  
41 9 exceed \$177,701,264. The department, in cooperation with  
41 10 nursing facility representatives, shall review projections for  
41 11 state funding expenditures for reimbursement of nursing  
41 12 facilities on a quarterly basis and the department shall  
41 13 determine if an adjustment to the medical assistance  
41 14 reimbursement rate is necessary in order to provide  
41 15 reimbursement within the state funding amount. Any temporary  
41 16 enhanced federal financial participation that may become  
41 17 available to the Iowa medical assistance program during the  
41 18 fiscal year shall not be used in projecting the nursing  
41 19 facility budget. Notwithstanding 2001 Iowa Acts, chapter 192,  
41 20 section 4, subsection 2, paragraph "c", and subsection 3,  
41 21 paragraph "a", subparagraph (2), if the state funding  
41 22 expenditures for the nursing facility budget for the fiscal  
41 23 year beginning July 1, 2006, are projected to exceed the  
41 24 amount specified in this subparagraph, the department shall  
41 25 adjust the skilled nursing facility market basket inflation

41 26 factor of the reimbursement rate calculation for only the  
41 27 nursing facilities reimbursed under the case-mix reimbursement  
41 28 system to maintain expenditures of the nursing facility budget  
41 29 within the specified amount.

41 30 (3) For the fiscal year beginning July 1, 2006, the  
41 31 patient-day-weighted medians used in rate setting for nursing  
41 32 facilities shall be recalculated and the rates adjusted to  
41 33 provide an increase in nursing facility rates not to exceed  
41 34 \$162,315,695. The inflation factor applied from the mid-point  
41 35 of the cost report to the first day of the state fiscal year  
42 1 rate period shall not be less than zero percent.

42 2 b. For the fiscal year beginning July 1, 2006, the  
42 3 department shall reimburse pharmacy dispensing fees using a  
42 4 single rate of \$4.52 per prescription, or the pharmacy's usual  
42 5 and customary fee, whichever is lower.

42 6 c. For the fiscal year beginning July 1, 2006,  
42 7 reimbursement rates for inpatient and outpatient hospital  
42 8 services shall be increased by 3 percent over the rates in  
42 9 effect on June 30, 2006. The department shall continue the  
42 10 outpatient hospital reimbursement system based upon ambulatory  
42 11 patient groups implemented pursuant to 1994 Iowa Acts, chapter  
42 12 1186, section 25, subsection 1, paragraph "f". In addition,  
42 13 the department shall continue the revised medical assistance  
42 14 payment policy implemented pursuant to that paragraph to  
42 15 provide reimbursement for costs of screening and treatment  
42 16 provided in the hospital emergency room if made pursuant to  
42 17 the prospective payment methodology developed by the  
42 18 department for the payment of outpatient services provided  
42 19 under the medical assistance program. Any rebasing of  
42 20 hospital inpatient or outpatient rates shall not increase  
42 21 total payments for inpatient and outpatient services beyond  
42 22 the percentage increase provided in this paragraph.

42 23 d. For the fiscal year beginning July 1, 2006,  
42 24 reimbursement rates for rural health clinics, hospices,  
42 25 independent laboratories, and acute mental hospitals shall be  
42 26 increased in accordance with increases under the federal  
42 27 Medicare program or as supported by their Medicare audited  
42 28 costs.

42 29 e. (1) For the fiscal year beginning July 1, 2006,  
42 30 reimbursement rates for home health agencies shall be  
42 31 increased by 3 percent over the rates in effect on June 30,  
42 32 2006, not to exceed a home health agency's actual allowable  
42 33 cost.

42 34 (2) The department shall establish a fixed-fee  
42 35 reimbursement schedule for home health agencies under the  
43 1 medical assistance program beginning July 1, 2007.

43 2 f. For the fiscal year beginning July 1, 2006, federally  
43 3 qualified health centers shall receive cost-based  
43 4 reimbursement for 100 percent of the reasonable costs for the  
43 5 provision of services to recipients of medical assistance.

43 6 g. Beginning July 1, 2006, the reimbursement rates for  
43 7 dental services shall be increased by 3 percent over the rates  
43 8 in effect on June 30, 2006.

43 9 h. Beginning July 1, 2006, the reimbursement rates for  
43 10 community mental health centers shall be increased by 3  
43 11 percent over the rates in effect on June 30, 2006.

43 12 i. For the fiscal year beginning July 1, 2006, the maximum  
43 13 reimbursement rate for psychiatric medical institutions for  
43 14 children shall be \$160.71 per day.

43 15 j. For the fiscal year beginning July 1, 2006, unless  
43 16 otherwise specified in this Act, all noninstitutional medical  
43 17 assistance provider reimbursement rates shall be increased by  
43 18 3 percent over the rates in effect on June 30, 2006, except  
43 19 for area education agencies, local education agencies, infant  
43 20 and toddler services providers, and those providers whose  
43 21 rates are required to be determined pursuant to section  
43 22 249A.20.

43 23 k. Notwithstanding section 249A.20, for the fiscal year  
43 24 beginning July 1, 2006, the average reimbursement rate for  
43 25 health care providers eligible for use of the federal Medicare  
43 26 resource-based relative value scale reimbursement methodology  
43 27 under that section shall be increased by 3 percent over the  
43 28 rate in effect on June 30, 2006; however, this rate shall not  
43 29 exceed the maximum level authorized by the federal government.

43 30 l. Beginning July 1, 2006, the department shall increase  
43 31 the personal needs allowance under the medical assistance  
43 32 program which may be retained by a resident of a nursing  
43 33 facility to fifty dollars.

43 34 m. For the fiscal year beginning July 1, 2006, the  
43 35 reimbursement rate for residential care facilities shall not  
44 1 be less than the minimum payment level as established by the

44 2 federal government to meet the federally mandated maintenance  
44 3 of effort requirement. The flat reimbursement rate for  
44 4 facilities electing not to file semiannual cost reports shall  
44 5 not be less than the minimum payment level as established by  
44 6 the federal government to meet the federally mandated  
44 7 maintenance of effort requirement.

44 8 3. For the fiscal year beginning July 1, 2006, the  
44 9 reimbursement rate for providers reimbursed under the in=  
44 10 home-related care program shall not be less than the minimum  
44 11 payment level as established by the federal government to meet  
44 12 the federally mandated maintenance of effort requirement.

44 13 4. Unless otherwise directed in this section, when the  
44 14 department's reimbursement methodology for any provider  
44 15 reimbursed in accordance with this section includes an  
44 16 inflation factor, this factor shall not exceed the amount by  
44 17 which the consumer price index for all urban consumers  
44 18 increased during the calendar year ending December 31, 2002.

44 19 5. For the fiscal year beginning July 1, 2006, the foster  
44 20 family basic daily maintenance rate paid in accordance with  
44 21 section 234.38 and the maximum adoption subsidy rate for  
44 22 children ages 0 through 5 years shall be \$15.31, the rate for  
44 23 children ages 6 through 11 years shall be \$15.99, the rate for  
44 24 children ages 12 through 15 years shall be \$17.57, and the  
44 25 rate for children ages 16 and older shall be \$17.73.

44 26 6. For the fiscal year beginning July 1, 2006, the maximum  
44 27 reimbursement rates for social service providers shall be  
44 28 increased by 3 percent over the rates in effect on June 30,  
44 29 2006, or to the provider's actual and allowable cost plus  
44 30 inflation for each service, whichever is less. The rates may  
44 31 also be adjusted under any of the following circumstances:

44 32 a. If a new service was added after June 30, 2006, the  
44 33 initial reimbursement rate for the service shall be based upon  
44 34 actual and allowable costs.

44 35 b. If a social service provider loses a source of income  
45 1 used to determine the reimbursement rate for the provider, the  
45 2 provider's reimbursement rate may be adjusted to reflect the  
45 3 loss of income, provided that the lost income was used to  
45 4 support actual and allowable costs of a service purchased  
45 5 under a purchase of service contract.

45 6 7. The group foster care reimbursement rates paid for  
45 7 placement of children out of state shall be calculated  
45 8 according to the same rate-setting principles as those used  
45 9 for in-state providers unless the director of human services  
45 10 or the director's designee determines that appropriate care  
45 11 cannot be provided within the state. The payment of the daily  
45 12 rate shall be based on the number of days in the calendar  
45 13 month in which service is provided.

45 14 8. For the fiscal year beginning July 1, 2006, the  
45 15 reimbursement rates for rehabilitative treatment and support  
45 16 services providers shall be increased by 3 percent over the  
45 17 rates in effect on June 30, 2006.

45 18 9. a. For the fiscal year beginning July 1, 2006, the  
45 19 combined service and maintenance components of the  
45 20 reimbursement rate paid for shelter care services purchased  
45 21 under a contract shall be based on the financial and  
45 22 statistical report submitted to the department. The maximum  
45 23 reimbursement rate shall be \$88.79 per day. The department  
45 24 shall reimburse a shelter care provider at the provider's  
45 25 actual and allowable unit cost, plus inflation, not to exceed  
45 26 the maximum reimbursement rate.

45 27 b. Notwithstanding section 232.141, subsection 8, for the  
45 28 fiscal year beginning July 1, 2006, the amount of the  
45 29 statewide average of the actual and allowable rates for  
45 30 reimbursement of juvenile shelter care homes that is utilized  
45 31 for the limitation on recovery of unpaid costs shall be  
45 32 increased by \$2.59 over the amount in effect for this purpose  
45 33 in the preceding fiscal year.

45 34 10. For the fiscal year beginning July 1, 2006, the  
45 35 department shall calculate reimbursement rates for  
46 1 intermediate care facilities for persons with mental  
46 2 retardation at the 80th percentile.

46 3 11. For the fiscal year beginning July 1, 2006, effective  
46 4 January 1, 2007, for child care providers reimbursed under the  
46 5 state child care assistance program, the department shall set  
46 6 provider reimbursement rates based on the rate reimbursement  
46 7 survey completed in December 2004. The department shall set  
46 8 rates in a manner so as to provide incentives for a  
46 9 nonregistered provider to become registered.

46 10 12. For the fiscal year beginning July 1, 2006,  
46 11 reimbursements for providers reimbursed by the department of  
46 12 human services may be modified if appropriated funding is

46 13 allocated for that purpose from the senior living trust fund  
46 14 created in section 249H.4, or as specified in appropriations  
46 15 from the healthy Iowans tobacco trust created in section  
46 16 12.65.

46 17 13. The department shall apply the three percent  
46 18 reimbursement rate increase prescribed for specified providers  
46 19 for the fiscal year beginning July 1, 2005, pursuant to 2005  
46 20 Iowa Acts, chapter 175, separately from the three percent  
46 21 reimbursement rate increase prescribed for specified providers  
46 22 for the fiscal year beginning July 1, 2006, under this Act.

46 23 14. The department shall adopt rules pursuant to chapter  
46 24 17A to provide reimbursement for covered services provided by  
46 25 psychology interns and psychology residents to recipients of  
46 26 medical assistance, subject to limitations and exclusions the  
46 27 department finds necessary on the basis of federal laws and  
46 28 regulations.

46 29 15. The department may adopt emergency rules to implement  
46 30 this section.

46 31 Sec. 31. EMERGENCY RULES. If specifically authorized by a  
46 32 provision of this division of this Act, the department of  
46 33 human services or the mental health, mental retardation,  
46 34 developmental disabilities, and brain injury commission may  
46 35 adopt administrative rules under section 17A.4, subsection 2,  
47 1 and section 17A.5, subsection 2, paragraph "b", to implement  
47 2 the provisions and the rules shall become effective  
47 3 immediately upon filing or on a later effective date specified  
47 4 in the rules, unless the effective date is delayed by the  
47 5 administrative rules review committee. Any rules adopted in  
47 6 accordance with this section shall not take effect before the  
47 7 rules are reviewed by the administrative rules review  
47 8 committee. The delay authority provided to the administrative  
47 9 rules review committee under section 17A.4, subsection 5, and  
47 10 section 17A.8, subsection 9, shall be applicable to a delay  
47 11 imposed under this section, notwithstanding a provision in  
47 12 those sections making them inapplicable to section 17A.5,  
47 13 subsection 2, paragraph "b". Any rules adopted in accordance  
47 14 with the provisions of this section shall also be published as  
47 15 notice of intended action as provided in section 17A.4.

47 16 Sec. 32. REPORTS. Any reports or information required to  
47 17 be compiled and submitted under this division of this Act  
47 18 shall be submitted to the chairpersons and ranking members of  
47 19 the joint appropriations subcommittee on health and human  
47 20 services, the legislative services agency, and the legislative  
47 21 caucus staffs on or before the dates specified for submission  
47 22 of the reports or information.

47 23 Sec. 33. 2005 Iowa Acts, chapter 175, section 2,  
47 24 subsection 4, unnumbered paragraph 2, is amended to read as  
47 25 follows:

47 26 Of the funds appropriated in this subsection, not more than  
47 27 \$100,000 shall be used to leverage federal funding through the  
47 28 federal Ryan White Care Act, Title II, AIDS drug assistance  
47 29 program supplemental drug treatment grants. Notwithstanding  
47 30 section 8.33, moneys allocated in this subparagraph that  
47 31 remain unencumbered or unobligated at the close of the fiscal  
47 32 year shall not revert but shall remain available for  
47 33 expenditure for the purposes designated until the close of the  
47 34 succeeding fiscal year.

47 35 Sec. 34. 2005 Iowa Acts, chapter 175, section 2,  
48 1 subsection 12, is amended by adding the following new  
48 2 unnumbered paragraph:

48 3 NEW UNNUMBERED PARAGRAPH. Notwithstanding section 8.33,  
48 4 moneys appropriated in this subsection that remain  
48 5 unencumbered or unobligated at the close of the fiscal year  
48 6 shall not revert but shall remain available for expenditure  
48 7 for the purposes designated until the close of the succeeding  
48 8 fiscal year.

48 9 Sec. 35. 2005 Iowa Acts, chapter 175, section 3, is  
48 10 amended by adding the following new unnumbered paragraph:

48 11 NEW UNNUMBERED PARAGRAPH. Notwithstanding section 8.33,  
48 12 moneys appropriated in this section that remain unencumbered  
48 13 or unobligated at the close of the fiscal year shall not  
48 14 revert but shall remain available for expenditure for the  
48 15 purposes designated until the close of the succeeding fiscal  
48 16 year.

48 17 Sec. 36. 2005 Iowa Acts, chapter 175, section 4,  
48 18 subsection 2, is amended by adding the following new  
48 19 unnumbered paragraph:

48 20 NEW UNNUMBERED PARAGRAPH. Notwithstanding section 8.33 and  
48 21 section 35D.18, subsection 5, moneys appropriated in this  
48 22 subsection that remain unencumbered or unobligated at the  
48 23 close of the fiscal year shall not revert but shall remain

48 24 available for expenditure in succeeding fiscal years. Of the  
48 25 amount remaining available for expenditure under this  
48 26 paragraph, the first \$1,000,000 shall be used for Iowa  
48 27 veterans home operations in the immediately succeeding fiscal  
48 28 year and the balance shall be transferred to any appropriation  
48 29 made for the fiscal year beginning July 1, 2006, for purposes  
48 30 of capital improvements, renovations, or new construction at  
48 31 the Iowa veterans home. However, if an appropriation is not  
48 32 made for such purposes for that fiscal year by the Eighty=  
48 33 first General Assembly, 2006 Session, the balance shall remain  
48 34 available to be used to supplement an appropriation made for  
48 35 such purposes for a subsequent fiscal year.

49 1 Sec. 37. 2005 Iowa Acts, chapter 175, section 9, is  
49 2 amended by adding the following new subsection:

49 3 NEW SUBSECTION. 15. Notwithstanding section 8.33,  
49 4 \$500,000 of the moneys appropriated in this section that  
49 5 remain unencumbered or unobligated at the close of the fiscal  
49 6 year shall not revert but shall remain available for  
49 7 expenditure for the operational costs associated with Part D  
49 8 of the federal Medicare Prescription Drug, Improvement, and  
49 9 Modernization Act of 2003, Pub. L. No. 108=173, until the  
49 10 close of the succeeding fiscal year.

49 11 Sec. 38. 2005 Iowa Acts, chapter 175, section 12, is  
49 12 amended by adding the following new subsection:

49 13 NEW SUBSECTION. 4. Notwithstanding section 8.33,  
49 14 \$1,100,000 of the moneys appropriated in this section that  
49 15 remain unencumbered or unobligated at the close of the fiscal  
49 16 year shall not revert but shall remain available for  
49 17 expenditure for the purposes designated until the close of the  
49 18 succeeding fiscal year.

49 19 Sec. 39. 2005 Iowa Acts, chapter 175, section 14,  
49 20 subsection 2, is amended to read as follows:

49 21 2. Of the funds appropriated in this section, \$900,000  
49 22 shall be used for implementation of a quality rating system  
49 23 for child care providers, in accordance with legislation  
49 24 enacted to authorize implementation of the rating system.  
49 25 Notwithstanding section 8.33, \$125,000 of the moneys allocated  
49 26 in this subsection that remain unencumbered or unobligated at  
49 27 the close of the fiscal year shall not revert but shall remain  
49 28 available for expenditure for the purposes designated until  
49 29 the close of the succeeding fiscal year.

49 30 Sec. 40. 2005 Iowa Acts, chapter 175, section 16, is  
49 31 amended by adding the following new subsection:

49 32 NEW SUBSECTION. 18. Notwithstanding section 8.33,  
49 33 \$1,000,000 of the moneys appropriated in this section that  
49 34 remain unencumbered or unobligated at the close of the fiscal  
49 35 year shall not revert but shall remain available for  
50 1 expenditure for the purposes designated until the close of the  
50 2 succeeding fiscal year.

50 3 Sec. 41. 2005 Iowa Acts, chapter 175, section 17, is  
50 4 amended by adding the following new subsection:

50 5 NEW SUBSECTION. 4. Notwithstanding section 8.33,  
50 6 \$2,000,000 of the moneys appropriated in this section that  
50 7 remain unencumbered or unobligated at the close of the fiscal  
50 8 year shall not revert but shall remain available for  
50 9 expenditure for the purposes designated until the close of the  
50 10 succeeding fiscal year.

50 11 Sec. 42. 2005 Iowa Acts, chapter 175, section 21,  
50 12 subsection 3, is amended by adding the following new

50 13 unnumbered paragraph:

50 14 NEW UNNUMBERED PARAGRAPH. Notwithstanding section 8.33,  
50 15 revenues that are directly attributable to the psychiatric  
50 16 medical institution for children beds operated by the state at  
50 17 the state mental health institute at Independence in  
50 18 accordance with section 226.9B, that are received as repayment  
50 19 receipts and are attributed to the fiscal year beginning July  
50 20 1, 2005, shall not revert but shall remain available for  
50 21 expenditure for the purposes designated until the close of the  
50 22 succeeding fiscal year.

50 23 Sec. 43. 2005 Iowa Acts, chapter 175, section 22,  
50 24 subsection 1, is amended by adding the following new

50 25 unnumbered paragraph:

50 26 NEW UNNUMBERED PARAGRAPH. Notwithstanding sections 8.33  
50 27 and 222.92, \$1,000,000 of the revenues available to the state  
50 28 resource center at Glenwood that remain unencumbered or  
50 29 unobligated at the close of the fiscal year shall not revert  
50 30 but shall remain available for expenditure for the purposes of  
50 31 the state resource center until the close of the succeeding  
50 32 fiscal year.

50 33 Sec. 44. 2005 Iowa Acts, chapter 175, section 23, is  
50 34 amended by adding the following new subsection:

50 35 NEW SUBSECTION. 3. Notwithstanding section 8.33, \$200,000  
51 1 of the moneys appropriated in this section that remain  
51 2 unencumbered or unobligated at the close of the fiscal year  
51 3 shall not revert but shall remain available for expenditure  
51 4 for the purposes designated until the close of the succeeding  
51 5 fiscal year.

51 6 Sec. 45. 2005 Iowa Acts, chapter 175, section 26, is  
51 7 amended by adding the following new unnumbered paragraph:

51 8 NEW UNNUMBERED PARAGRAPH. Notwithstanding section 8.33,  
51 9 the moneys appropriated in this section that remain  
51 10 unencumbered or unobligated at the close of the fiscal year  
51 11 shall not revert but shall remain available for expenditure  
51 12 for the purposes designated until the close of the succeeding  
51 13 fiscal year.

51 14 Sec. 46. 2005 Iowa Acts, chapter 175, section 29,  
51 15 subsection 1, paragraph a, subparagraph (2), is amended to  
51 16 read as follows:

51 17 (2) For the fiscal year beginning July 1, 2005, the total  
51 18 state funding amount for the nursing facility budget shall not  
51 19 exceed ~~\$161,600,000~~ \$167,042,326. The department, in  
51 20 cooperation with nursing facility representatives, shall  
51 21 review projections for state funding expenditures for  
51 22 reimbursement of nursing facilities on a quarterly basis and  
51 23 the department shall determine if an adjustment to the medical  
51 24 assistance reimbursement rate is necessary in order to provide  
51 25 reimbursement within the state funding amount. Any temporary  
51 26 enhanced federal financial participation that may become  
51 27 available to the Iowa medical assistance program during the  
51 28 fiscal year shall not be used in projecting the nursing  
51 29 facility budget. Notwithstanding 2001 Iowa Acts, chapter 192,  
51 30 section 4, subsection 2, paragraph "c", and subsection 3,  
51 31 paragraph "a", subparagraph (2), if the state funding  
51 32 expenditures for the nursing facility budget for the fiscal  
51 33 year beginning July 1, 2005, are projected to exceed the  
51 34 amount specified in this subparagraph, the department shall  
51 35 adjust the inflation factor of the reimbursement rate  
52 1 calculation for only the nursing facilities reimbursed under  
52 2 the case-mix reimbursement system to maintain expenditures of  
52 3 the nursing facility budget within the specified amount.

52 4 Sec. 47. EFFECTIVE DATES. The following provisions of  
52 5 this division of this Act, being deemed of immediate  
52 6 importance, take effect upon enactment:

52 7 1. The provision under the appropriation for child and  
52 8 family services, relating to requirements of sections 232.143  
52 9 for representatives of the department of human services and  
52 10 juvenile court services to establish a plan for continuing  
52 11 group foster care expenditures for the 2006=2007 fiscal year.

52 12 2. The provision amending 2005 Iowa Acts, chapter 175,  
52 13 section 2, subsection 4.

52 14 3. The provision amending 2005 Iowa Acts, chapter 175,  
52 15 section 2, subsection 12.

52 16 4. The provision amending 2005 Iowa Acts, chapter 175,  
52 17 section 3.

52 18 5. The provision amending 2005 Iowa Acts, chapter 175,  
52 19 section 4.

52 20 6. The provision amending 2005 Iowa Acts, chapter 175,  
52 21 section 9.

52 22 7. The provision amending 2005 Iowa Acts, chapter 175,  
52 23 section 12.

52 24 8. The provision amending 2005 Iowa Acts, chapter 175,  
52 25 section 14, subsection 2.

52 26 9. The provision amending 2005 Iowa Acts, chapter 175,  
52 27 section 16.

52 28 10. The provision amending 2005 Iowa Acts, chapter 175,  
52 29 section 17.

52 30 11. The provision amending 2005 Iowa Acts, chapter 175,  
52 31 section 21, subsection 3.

52 32 12. The provision amending 2005 Iowa Acts, chapter 175,  
52 33 section 22.

52 34 13. The provision amending 2005 Iowa Acts, chapter 175,  
52 35 section 23.

53 1 14. The provision amending 2005 Iowa Acts, chapter 175,  
53 2 section 26.

53 3 15. The provision amending 2005 Iowa Acts, chapter 175,  
53 4 section 29, subsection 1, paragraph "a", subparagraph (2).

53 5 DIVISION II  
53 6 SENIOR LIVING TRUST FUND,  
53 7 PHARMACEUTICAL SETTLEMENT ACCOUNT,  
53 8 IOWACARE ACCOUNT, AND HEALTH CARE  
53 9 TRANSFORMATION ACCOUNT

53 10 Sec. 48. DEPARTMENT OF ELDER AFFAIRS. There is

53 11 appropriated from the senior living trust fund created in  
53 12 section 249H.4 to the department of elder affairs for the  
53 13 fiscal year beginning July 1, 2006, and ending June 30, 2007,  
53 14 the following amount, or so much thereof as is necessary, to  
53 15 be used for the purpose designated:

53 16 For the development and implementation of a comprehensive  
53 17 senior living program, including program administration and  
53 18 costs associated with implementation, salaries, support,  
53 19 maintenance, and miscellaneous purposes and for not more than  
53 20 the following full-time equivalent positions:

53 21 ..... \$ 8,296,730

53 22 ..... FTEs 3.00

53 23 1. Of the funds appropriated in this section, \$2,196,967  
53 24 shall be used for case management for the frail elderly. Of  
53 25 the funds allocated in this subsection, \$1,010,000 shall be  
53 26 transferred to the department of human services in equal  
53 27 amounts on a quarterly basis for reimbursement of case  
53 28 management services provided under the medical assistance  
53 29 elderly waiver. The monthly cost per client for case  
53 30 management for the frail elderly services provided shall not  
53 31 exceed \$70. It is the intent of the general assembly that the  
53 32 additional funding provided for case management for the frail  
53 33 elderly for the fiscal year beginning July 1, 2006, and ending  
53 34 June 30, 2007, shall be used to provide case management  
53 35 services for up to an additional 1,650 individuals.

54 1 2. Notwithstanding section 249H.7, the department of elder  
54 2 affairs shall distribute up to \$400,000 of the funds  
54 3 appropriated in this section in a manner that will supplement  
54 4 and maximize federal funds under the federal Older Americans  
54 5 Act and shall not use the amount distributed for any  
54 6 administrative purposes of either the department of elder  
54 7 affairs or the area agencies on aging.

54 8 Sec. 49. DEPARTMENT OF INSPECTIONS AND APPEALS. There is  
54 9 appropriated from the senior living trust fund created in  
54 10 section 249H.4 to the department of inspections and appeals  
54 11 for the fiscal year beginning July 1, 2006, and ending June  
54 12 30, 2007, the following amount, or so much thereof as is  
54 13 necessary, to be used for the purpose designated:

54 14 For the inspection and certification of assisted living  
54 15 facilities and adult day care services, including program  
54 16 administration and costs associated with implementation,  
54 17 salaries, support, maintenance, and miscellaneous purposes and  
54 18 for not more than the following full-time equivalent  
54 19 positions:

54 20 ..... \$ 758,474

54 21 ..... FTEs 5.00

54 22 Sec. 50. DEPARTMENT OF HUMAN SERVICES. There is  
54 23 appropriated from the senior living trust fund created in  
54 24 section 249H.4 to the department of human services for the  
54 25 fiscal year beginning July 1, 2006, and ending June 30, 2007,  
54 26 the following amounts, or so much thereof as is necessary, to  
54 27 be used for the purpose designated:

54 28 1. To supplement the medical assistance appropriation,  
54 29 including program administration and costs associated with  
54 30 implementation, salaries, support, maintenance, and  
54 31 miscellaneous purposes and for not more than the following  
54 32 fulltime equivalent positions:

54 33 ..... \$ 40,000,000

54 34 ..... FTEs 5.00

54 35 2. Notwithstanding sections 249H.4 and 249H.5, the  
55 1 department of human services may use moneys from the senior  
55 2 living trust fund for cash flow purposes to make payments  
55 3 under the nursing facility or hospital upper payment limit  
55 4 methodology. The amount of any moneys so used shall be  
55 5 refunded to the senior living trust fund within the same  
55 6 fiscal year and in a prompt manner.

55 7 In order to carry out the purposes of this section, the  
55 8 department may transfer funds appropriated in this section to  
55 9 supplement other appropriations made to the department of  
55 10 human services.

55 11 Sec. 51. IOWA FINANCE AUTHORITY. There is appropriated  
55 12 from the senior living trust fund created in section 249H.4 to  
55 13 the Iowa finance authority for the fiscal year beginning July  
55 14 1, 2006, and ending June 30, 2007, the following amount, or so  
55 15 much thereof as is necessary, to be used for the purposes  
55 16 designated:

55 17 To provide reimbursement for rent expenses to eligible  
55 18 persons:

55 19 ..... \$ 700,000

55 20 Participation in the rent subsidy program shall be limited  
55 21 to only those persons who meet the nursing facility level of

55 22 care for home and community-based services waiver services as  
55 23 established on or after July 1, 2006.

55 24 Sec. 52. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is  
55 25 appropriated from the pharmaceutical settlement account  
55 26 created in section 249A.33 to the department of human services  
55 27 for the fiscal year beginning July 1, 2006, and ending June  
55 28 30, 2007, the following amount, or so much thereof as is  
55 29 necessary, to be used for the purpose designated:

55 30 To supplement the appropriations made for medical contracts  
55 31 under the medical assistance program:

55 32 ..... \$ 379,000  
55 33 Sec. 53. APPROPRIATIONS FROM IOWACARE ACCOUNT.

55 34 1. There is appropriated from the IowaCare account created  
55 35 in section 249J.24 to the state board of regents for  
56 1 distribution to the university of Iowa hospitals and clinics  
56 2 for the fiscal year beginning July 1, 2006, and ending June  
56 3 30, 2007, the following amount, or so much thereof as is  
56 4 necessary, to be used for the purposes designated:

56 5 For salaries, support, maintenance, equipment, and  
56 6 miscellaneous purposes, for the provision of medical and  
56 7 surgical treatment of indigent patients, for provision of  
56 8 services to members of the expansion population pursuant to  
56 9 chapter 249J, and for medical education:

56 10 ..... \$ 27,284,584

56 11 a. The university of Iowa hospitals and clinics shall,  
56 12 when medically appropriate, make reasonable efforts to extend  
56 13 the university of Iowa hospitals and clinics' use of home  
56 14 telemedicine and other technologies to reduce the frequency of  
56 15 visits to the hospital required by indigent patients.

56 16 b. The university of Iowa hospitals and clinics shall  
56 17 submit quarterly a report regarding the portion of the  
56 18 appropriation in this subsection expended on medical  
56 19 education. The report shall be submitted in a format jointly  
56 20 developed by the university of Iowa hospitals and clinics, the  
56 21 legislative services agency, and the department of management,  
56 22 and shall delineate the expenditures and purposes of the  
56 23 funds.

56 24 c. Funds appropriated in this subsection shall not be used  
56 25 to perform abortions except medically necessary abortions, and  
56 26 shall not be used to operate the early termination of  
56 27 pregnancy clinic except for the performance of medically  
56 28 necessary abortions. For the purpose of this subsection, an  
56 29 abortion is the purposeful interruption of pregnancy with the  
56 30 intention other than to produce a live-born infant or to  
56 31 remove a dead fetus, and a medically necessary abortion is one  
56 32 performed under one of the following conditions:

56 33 (1) The attending physician certifies that continuing the  
56 34 pregnancy would endanger the life of the pregnant woman.

56 35 (2) The attending physician certifies that the fetus is  
57 1 physically deformed, mentally deficient, or afflicted with a  
57 2 congenital illness.

57 3 (3) The pregnancy is the result of a rape which is  
57 4 reported within 45 days of the incident to a law enforcement  
57 5 agency or public or private health agency which may include a  
57 6 family physician.

57 7 (4) The pregnancy is the result of incest which is  
57 8 reported within 150 days of the incident to a law enforcement  
57 9 agency or public or private health agency which may include a  
57 10 family physician.

57 11 (5) The abortion is a spontaneous abortion, commonly known  
57 12 as a miscarriage, wherein not all of the products of  
57 13 conception are expelled.

57 14 2. There is appropriated from the IowaCare account created  
57 15 in section 249J.24 to the department of human services for  
57 16 distribution to a publicly owned acute care teaching hospital  
57 17 located in a county with a population over three hundred fifty  
57 18 thousand for the fiscal year beginning July 1, 2006, and  
57 19 ending June 30, 2007, the following amount, or so much thereof  
57 20 as is necessary, to be used for the purposes designated:

57 21 For the provision of medical and surgical treatment of  
57 22 indigent patients, for provision of services to members of the  
57 23 expansion population pursuant to chapter 249J, and for medical  
57 24 education:

57 25 ..... \$ 37,000,000

57 26 3. There is appropriated from the IowaCare account created  
57 27 in section 249J.24 to the department of human services for the  
57 28 state hospitals for persons with mental illness designated in  
57 29 section 226.1 for the fiscal year beginning July 1, 2006, and  
57 30 ending June 30, 2007, the following amounts, or so much  
57 31 thereof as is necessary, to be used for the purposes  
57 32 designated:

57 33 a. For the state mental health institute at Cherokee, for  
57 34 salaries, support, maintenance, and miscellaneous purposes,  
57 35 including services to members of the expansion population  
58 1 pursuant to chapter 249J:  
58 2 ..... \$ 9,098,425  
58 3 b. For the state mental health institute at Clarinda, for  
58 4 salaries, support, maintenance, and miscellaneous purposes,  
58 5 including services to members of the expansion population  
58 6 pursuant to chapter 249J:  
58 7 ..... \$ 1,977,305  
58 8 c. For the state mental health institute at Independence,  
58 9 for salaries, support, maintenance, and miscellaneous  
58 10 purposes, including services to members of the expansion  
58 11 population pursuant to chapter 249J:  
58 12 ..... \$ 9,045,894  
58 13 d. For the state mental health institute at Mount  
58 14 Pleasant, for salaries, support, maintenance, and  
58 15 miscellaneous purposes, including services to members of the  
58 16 expansion population designation pursuant to chapter 249J:  
58 17 ..... \$ 5,752,587

58 18 Sec. 54. APPROPRIATIONS FROM ACCOUNT FOR HEALTH CARE  
58 19 TRANSFORMATION. There is appropriated from the account for  
58 20 health care transformation created in section 249J.23, to the  
58 21 department of human services, for the fiscal year beginning  
58 22 July 1, 2006, and ending June 30, 2007, the following amounts,  
58 23 or so much thereof as is necessary, to be used for the  
58 24 purposes designated:

58 25 1. For the costs of medical examinations and development  
58 26 of personal health improvement plans for the expansion  
58 27 population pursuant to section 249J.6:  
58 28 ..... \$ 556,800  
58 29 2. For the provision of a medical information hotline for  
58 30 the expansion population as provided in section 249J.6:  
58 31 ..... \$ 150,000  
58 32 3. For the insurance cost subsidy program pursuant to  
58 33 section 249J.8:  
58 34 ..... \$ 1,500,000  
58 35 4. For the health care account program option pursuant to  
59 1 section 249J.8:  
59 2 ..... \$ 400,000  
59 3 5. For the use of electronic medical records by medical  
59 4 assistance program and expansion population provider network  
59 5 providers pursuant to section 249J.14:  
59 6 ..... \$ 2,000,000  
59 7 6. For other health partnership activities pursuant to  
59 8 section 249J.14:  
59 9 ..... \$ 550,000  
59 10 7. For the costs related to audits, performance  
59 11 evaluations, and studies required pursuant to chapter 249J:  
59 12 ..... \$ 100,000  
59 13 8. For administrative costs associated with chapter 249J:  
59 14 ..... \$ 930,352  
59 15 9. For development of a case-mix acuity-based  
59 16 reimbursement system for intermediate care facilities for  
59 17 persons with mental retardation:  
59 18 ..... \$ 150,000  
59 19 10. For development of a provider incentive payment  
59 20 program to reward performance and quality of service:  
59 21 ..... \$ 50,000

59 22 Sec. 55. TRANSFER FROM ACCOUNT FOR HEALTH CARE  
59 23 TRANSFORMATION. There is transferred from the account for  
59 24 health care transformation created pursuant to section  
59 25 249J.23, to the IowaCare account created in section 249J.24, a  
59 26 total of \$3,000,000 for the fiscal year beginning July 1,  
59 27 2006, and ending June 30, 2007.

59 28 Sec. 56. MEDICAL ASSISTANCE PROGRAM == REVERSION TO SENIOR  
59 29 LIVING TRUST FUND FOR FY 2006=2007. Notwithstanding section  
59 30 8.33, if moneys appropriated for purposes of the medical  
59 31 assistance program for the fiscal year beginning July 1, 2006,  
59 32 and ending June 30, 2007, from the general fund of the state,  
59 33 the senior living trust fund, and the healthy Iowans tobacco  
59 34 trust fund are in excess of actual expenditures for the  
59 35 medical assistance program and remain unencumbered or  
60 1 unobligated at the close of the fiscal year, the excess moneys  
60 2 shall not revert but shall be transferred to the senior living  
60 3 trust fund created in section 249H.4. Unless otherwise  
60 4 provided in this Act, moneys appropriated for purposes of the  
60 5 medical assistance program for the fiscal year beginning July  
60 6 1, 2006, and ending June 30, 2007, are not subject to transfer  
60 7 under section 8.39 or other provision of law except as  
60 8 authorized in this section.

60 9 Sec. 57. Section 249H.11, Code 2005, is amended to read as  
60 10 follows:  
60 11 249H.11 ~~FUTURE REPEAL GRANTS == NONREVERSION.~~  
60 12 1. ~~Section 249H.6 is repealed on June 30, 2005. However,~~  
60 13 Nursing facility conversion and long-term care services  
60 14 development grants awarded and moneys appropriated for grants  
60 15 on or before June 30, 2005, shall be disbursed to eligible  
60 16 applicants after that date if necessary.

60 17 2. Notwithstanding section 8.33, moneys committed from the  
60 18 senior living trust fund to grantees under contract to provide  
60 19 for conversion to assisted living programs or for development  
60 20 of long-term care alternatives that remain unexpended at the  
60 21 close of any fiscal year shall not revert to any fund but  
60 22 shall remain available for expenditure for the purposes of the  
60 23 contract.

60 24 Sec. 58. 2005 Iowa Acts, chapter 175, section 48, is  
60 25 amended to read as follows:

60 26 SEC. 48. MEDICAL ASSISTANCE PROGRAM == REVERSION TO SENIOR  
60 27 LIVING TRUST FUND FOR FY 2005=2006. Notwithstanding section  
60 28 8.33, if moneys appropriated ~~in this Act~~ for purposes of the  
60 29 medical assistance program for the fiscal year beginning July  
60 30 1, 2005, and ending June 30, 2006, from the general fund of  
60 31 the state, the senior living trust fund, the hospital trust  
60 32 fund, or the healthy Iowans tobacco trust fund are in excess  
60 33 of actual expenditures for the medical assistance program and  
60 34 remain unencumbered or unobligated at the close of the fiscal  
60 35 year, the excess moneys shall not revert but shall be  
61 1 transferred to the senior living trust fund created in section  
61 2 249H.4. Unless otherwise provided in this Act, moneys  
61 3 appropriated for purposes of the medical assistance program  
61 4 for the fiscal year beginning July 1, 2005, and ending June  
61 5 30, 2006, are not subject to transfer under section 8.39 or  
61 6 other provision of law except as authorized in this section.

61 7 Sec. 59. EFFECTIVE DATE. The following provisions of this  
61 8 division of this Act, being deemed of immediate importance,  
61 9 take effect upon enactment:

61 10 1. The provision amending 2005 Iowa Acts, chapter 175,  
61 11 section 48.  
61 12 2. The provision amending section 249H.11.

61 13 DIVISION III  
61 14 MENTAL HEALTH, MENTAL RETARDATION,  
61 15 DEVELOPMENTAL DISABILITIES,  
61 16 AND BRAIN INJURY SERVICES  
61 17 ALLOWED GROWTH FUNDING ==  
61 18 FISCAL YEAR 2006=2007

61 19 Sec. 60. 2005 Iowa Acts, chapter 179, section 1,  
61 20 subsection 2, paragraph a, is amended to read as follows:

61 21 a. For distribution to counties for fiscal year ~~2005=2006~~  
61 22 2006=2007 in accordance with the formula in section 331.438,  
61 23 subsection 2, paragraph "b":

61 24 ..... \$ 12,000,000

61 25 Sec. 61. 2005 Iowa Acts, chapter 179, section 1,  
61 26 subsection 2, paragraph c, is amended to read as follows:

61 27 c. ~~For deposit in the risk pool created in the property~~  
61 28 ~~tax relief fund and for distribution in accordance with~~  
61 29 ~~section 426B.5, subsection 2~~ For deposit in the per capita  
61 30 expenditure target pool created in the property tax relief  
61 31 fund and for distribution in accordance with section 426B.5,  
61 32 subsection 1:

61 33 ..... \$ 2,000,000

61 34 Sec. 62. 2005 Iowa Acts, chapter 179, section 1, is  
61 35 amended by adding the following new subsections:

62 1 NEW SUBSECTION. 3. The following formula amounts shall be  
62 2 utilized only to calculate preliminary distribution amounts  
62 3 for fiscal year 2006=2007 under this section by applying the  
62 4 indicated formula provisions to the formula amounts and  
62 5 producing a preliminary distribution total for each county:

62 6 a. For calculation of an allowed growth factor adjustment  
62 7 amount for each county in accordance with the formula in  
62 8 section 331.438, subsection 2, paragraph "b":

62 9 ..... \$ 12,000,000

62 10 b. For calculation of a distribution amount for eligible  
62 11 counties from the per capita expenditure target pool created  
62 12 in the property tax relief fund in accordance with the  
62 13 requirements in section 426B.5, subsection 1:

62 14 ..... \$ 25,925,724

62 15 c. For calculation of a distribution amount for counties  
62 16 from the mental health and developmental disabilities (MH/DD)  
62 17 community services fund in accordance with the formula  
62 18 provided in the appropriation made for the MH/DD community  
62 19 services fund for the fiscal year beginning July 1, 2006:

62 20 ..... \$ 17,727,890

62 21 NEW SUBSECTION. 4. After applying the applicable  
62 22 statutory distribution formulas to the amounts indicated in  
62 23 subsection 3 for purposes of producing preliminary  
62 24 distribution totals, the department of human services shall  
62 25 apply a withholding factor to adjust an eligible individual  
62 26 county's preliminary distribution total. An ending balance  
62 27 percentage for each county shall be determined by expressing  
62 28 the county's ending balance on a modified accrual basis under  
62 29 generally accepted accounting principles for the fiscal year  
62 30 beginning July 1, 2005, in the county's mental health, mental  
62 31 retardation, and developmental disabilities services fund  
62 32 created under section 331.424A, as a percentage of the  
62 33 county's gross expenditures from that fund for that fiscal  
62 34 year. The withholding factor for a county shall be the  
62 35 following applicable percent:

63 1 a. For an ending balance percentage of less than 5  
63 2 percent, a withholding factor of 0 percent. In addition, a  
63 3 county that is subject to this lettered paragraph shall  
63 4 receive an inflation adjustment equal to 3 percent of the  
63 5 gross expenditures reported for the county's services fund for  
63 6 the fiscal year.

63 7 b. For an ending balance percentage of 5 or more but less  
63 8 than 10 percent, a withholding factor of 0 percent. In  
63 9 addition, a county that is subject to this lettered paragraph  
63 10 shall receive an inflation adjustment equal to 2 percent of  
63 11 the gross expenditures reported for the county's services fund  
63 12 for the fiscal year.

63 13 c. For an ending balance percentage of 10 or more but less  
63 14 than 25 percent, a withholding factor of 25 percent. However,  
63 15 the amount withheld shall be limited to the amount by which  
63 16 the county's ending balance was in excess of the ending  
63 17 balance percentage of 10 percent.

63 18 d. For an ending balance percentage of 25 percent or more,  
63 19 a withholding percentage of 100 percent.

63 20 NEW SUBSECTION. 5. The total withholding amounts applied  
63 21 pursuant to subsection 4 shall be equal to a withholding  
63 22 target amount of \$4,564,576. If the department of human  
63 23 services determines that the amount to be withheld in  
63 24 accordance with subsection 4 is not equal to the target  
63 25 withholding amount, the department shall adjust the  
63 26 withholding factors listed in subsection 4 as necessary to  
63 27 achieve the withholding target amount. However, in making  
63 28 such adjustments to the withholding factors, the department  
63 29 shall strive to minimize changes to the withholding factors  
63 30 for those ending balance percentage ranges that are lower than  
63 31 others and shall not adjust the zero withholding factor or the  
63 32 inflation adjustment percentage specified in subsection 4,  
63 33 paragraph "a".

63 34 Sec. 63. EFFECTIVE DATE. The section of this division of  
63 35 this Act amending 2005 Iowa Acts, chapter 179, section 1,  
64 1 subsection 2, paragraph "a", being deemed of immediate  
64 2 importance, takes effect upon enactment.

#### DIVISION IV

#### MISCELLANEOUS PROVISIONS

64 5 Sec. 64. Section 225B.8, Code 2005, is amended to read as  
64 6 follows:

64 7 225B.8 REPEAL.

64 8 This chapter is repealed July 1, ~~2006~~ 2011.

64 9 Sec. 65. Section 231.23, Code Supplement 2005, is amended  
64 10 by adding the following new subsections:

64 11 NEW SUBSECTION. 13. Provide annual training for area  
64 12 agency on aging board of directors members.

64 13 NEW SUBSECTION. 14. Establish a procedure for an area  
64 14 agency on aging to use in selection of members of the agency's  
64 15 board of directors. The selection procedure shall be  
64 16 incorporated into the bylaws of the board of directors and  
64 17 shall include a nomination process by which nominations are  
64 18 submitted to the department, objections to a nominee may be  
64 19 submitted to the department by a date certain, and if at least  
64 20 twenty-five objections to a nominee are received by the  
64 21 department, the nominee shall be eliminated from nomination  
64 22 for that term of membership.

64 23 NEW SUBSECTION. 15. Provide oversight to ensure that the  
64 24 composition of the area agency on aging board of directors  
64 25 complies with the rules of the department.

64 26 Sec. 66. Section 231.33, Code Supplement 2005, is amended  
64 27 by adding the following new subsections:

64 28 NEW SUBSECTION. 19. Require the completion by board of  
64 29 directors members, annually, of four hours of training,  
64 30 provided by the department of elder affairs.

64 31 NEW SUBSECTION. 20. Incorporate into the bylaws of the  
64 32 area agency's board of directors and comply with the procedure  
64 33 established by the department for selection of members to the  
64 34 board of directors as provided in section 231.23.

64 35 Sec. 67. Section 249J.6, subsection 2, paragraph a, Code  
65 1 Supplement 2005, is amended to read as follows:

65 2 a. Beginning no later than March 1, 2006, within ninety  
65 3 days of enrollment in the expansion population, each expansion  
65 4 population member shall participate, in conjunction with  
65 5 receiving a single comprehensive medical examination and  
65 6 completing a personal health improvement plan, in a health  
65 7 risk assessment coordinated by a health consortium  
65 8 representing providers, consumers, and medical education  
65 9 institutions. An expansion population member who enrolls in  
65 10 the expansion population prior to March 1, 2006, shall  
65 11 participate in the health risk assessment, receive the single  
65 12 comprehensive medical examination, and complete the personal  
65 13 health improvement plan by June 1, 2006. The criteria for the  
65 14 health risk assessment, the comprehensive medical examination,  
65 15 and the personal health improvement plan shall be developed  
65 16 and applied in a manner that takes into consideration cultural  
65 17 variations that may exist within the expansion population.

65 18 The health risk assessment shall utilize a gender-specific  
65 19 approach. In developing the queries unique to women, a  
65 20 clinical advisory team shall be utilized that includes women's  
65 21 health professionals including but not limited to those with  
65 22 specialties in obstetrics and gynecology, endocrinology,  
65 23 mental health, behavioral health, oncology, cardiology, and  
65 24 rheumatology.

65 25 Sec. 68. Section 249J.20, subsection 5, Code Supplement  
65 26 2005, is amended to read as follows:

65 27 5. The department of human services, the department of  
65 28 management, and the legislative services agency shall utilize  
65 29 a joint process to arrive at an annual consensus projection  
65 30 for medical assistance program and expansion population  
65 31 expenditures for submission to the council. By December 15 of  
65 32 each fiscal year, the council shall ~~agree to a~~ review the  
65 33 consensus projection of expenditures for the fiscal year  
65 34 beginning the following July 1, ~~based upon the consensus~~  
65 35 ~~projection submitted.~~

66 1 Sec. 69. NEW SECTION. 263.23 OBLIGATIONS TO INDIGENT  
66 2 PATIENTS.

66 3 The university of Iowa hospitals and clinics shall continue  
66 4 the obligation existing on April 1, 2005, to provide care or  
66 5 treatment at the university of Iowa hospitals and clinics to  
66 6 indigent patients and to any inmate, student, patient, or  
66 7 former inmate of a state institution as specified in sections  
66 8 263.21 and 263.22, with the exception of the specific  
66 9 obligation to committed indigent patients pursuant to section  
66 10 255.16, Code 2005.

66 11 Sec. 70. TRAVEL POLICY.

66 12 1. For the fiscal year beginning July 1, 2006, each  
66 13 department or independent agency receiving an appropriation in  
66 14 this Act shall review the employee policy for daily or short=  
66 15 term travel including but not limited to the usage of motor  
66 16 pool vehicles under the department of administrative services,  
66 17 employee mileage reimbursement for the use of a personal  
66 18 vehicle, and the usage of private automobile rental companies.  
66 19 Following the review, the department or agency shall implement  
66 20 revisions in the employee policy for daily or short=term  
66 21 travel as necessary to maximize cost savings.

66 22 2. Each department or independent agency subject to  
66 23 subsection 1 shall report to the general assembly's standing  
66 24 committees on government oversight regarding the policy  
66 25 revisions implemented and the savings realized from the  
66 26 changes. An initial report shall be submitted on or before  
66 27 December 1, 2006, and a follow-up report shall be submitted on  
66 28 or before December 1, 2007.

66 29 Sec. 71. VETERANS TRUST FUND == FEDERAL REPLACEMENT FUNDS.

66 30 If funds are received from the United States department of  
66 31 veterans affairs for the establishment and operation of a  
66 32 veterans cemetery in this state, a portion of those funds, not  
66 33 to exceed \$500,000, is appropriated to and shall be deposited  
66 34 in the veterans trust fund established in section 35A.13,  
66 35 subject to the requirements of this section and consistent  
67 1 with any federal requirements associated with such funds. The  
67 2 portion deposited in the veterans trust fund shall be equal to  
67 3 moneys expended for the establishment and operation of a  
67 4 veterans cemetery from moneys appropriated for that purpose  
67 5 pursuant to 2004 Iowa Acts, chapter 1175, section 288,  
67 6 subsection 16.

67 7 Sec. 72. SINGLE POINT OF ENTRY LONG=TERM LIVING SYSTEM  
67 8 INTERIM STUDY COMMITTEE. The legislative council is requested  
67 9 to establish an interim study committee to make  
67 10 recommendations for establishing a single point of entry to  
67 11 the long-term living system. The membership of the interim  
67 12 study committee shall include four members of the senate,  
67 13 three members of the house of representatives, and not more  
67 14 than four members of the public. The study committee shall  
67 15 report its findings and recommendations, including  
67 16 recommendations for coordinating state efforts to provide  
67 17 access to informational and educational resources to assist  
67 18 individuals in making informed choices to address their long=  
67 19 term living needs and recommendations for funding the single  
67 20 point of entry, to the general assembly for consideration  
67 21 during the 2007 Legislative Session.  
67 22 Sec. 73. EFFECTIVE DATE. The section of this division of  
67 23 this Act amending section 249J.6, being deemed of immediate  
67 24 importance, takes effect upon enactment.  
67 25 HF 2734  
67 26 pf:jp/es/25